

FEDERAL REGISTER



VOLUME 9 NUMBER 241

Washington, Saturday, December 2, 1944

Regulations

TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

[Civil Service Rule I]

PART 1—POLITICS AND RELIGION

POLITICAL ACTIVITY OF U. S. EMPLOYEES

The regulation which appears in 5 CFR, 1.101 is hereby revoked and superseded by these regulations. The provisions in 5 CFR, and Cum. Supp., 1.102 to 1.104 inclusive are deleted, and §§ 1.101 to 1.104 are redesignated as follows:

- Sec.
- 1.101 Investigations.
 - 1.102 Investigation by correspondence.
 - 1.103 Proposed order.
 - 1.104 Hearing.
 - 1.105 Final order.
 - 1.106 Penalties.
 - 1.107 Reemployment; debarment period.

AUTHORITY: §§ 1.101 to 1.107, inclusive, issued under Revised Statutes, sec. 1753 (5 U.S.C. 631); sec. 7, Act of January 16, 1883 (5 U.S.C. 638); Civil Service Rule XVI (5 CFR, Cum. Supp., 16.1); sec. 9, Act of August 2, 1939 as amended (18 U.S.C. 61h).

§ 1.101 *Investigations*—(a) *Joint investigations.* Investigations of charges of political activity on the part of an officer or employee (both hereinafter comprehended within the term "employee") subject to the provisions of § 1.1, shall be conducted jointly by representatives of the Commission and of the department or agency where the individual is employed, unless either the Commission or the department or agency signifies that it will be unable to participate in the investigation. The Commission shall be notified of any complaint of political activity received by a department or agency and shall be given an opportunity to cooperate in any investigation that the department or agency may decide to make. Likewise, the Commission will not proceed with any investigation until the department or agency has been notified and has been given an opportunity to participate.

(b) *Statement of employee; witnesses.* During the course of the investigation the employee shall be afforded an opportunity to make a statement, either personally or in writing before the investi-

gator, and he shall be allowed to furnish names of witnesses who will support the statements he has made to the investigator.

§ 1.102 *Investigation by correspondence.* In case the complaint involves a political activity violation that may be established by record evidence, the investigation may be conducted by correspondence. In such cases, the accused employee will be given an opportunity to furnish in writing any statement or information that he may desire and the employing department will be furnished a copy of the letter directed to such accused employee allowing him the opportunity to furnish a statement.

§ 1.103 *Proposed order.* When the Commission reaches the conclusion that a violation of § 1.1 has been established by the investigation, it shall issue a proposed order. This order, which shall include a statement of the charges against the employee and of the information in support thereof, shall be sent to the employee by registered mail, and he shall be allowed fifteen days from the date of service to respond thereto in writing. A copy of this order shall also be sent to the department or agency in which the individual is employed. With his reply to the proposed order, the employee may request a hearing as hereinafter provided.

§ 1.104 *Hearing*—(a) *When granted.* The granting of a hearing shall not be a matter of right but shall be within the discretion of the Commission. No hearing shall be authorized in cases where the employee has admitted a violation or where a violation is established by indisputable record evidence.

(b) *Where held; testimony under oath; appearances; counsel.* Hearings shall be held before a hearing examiner designated by the Commission and shall be at the Commission's office in Washington, D. C., unless the Commission shall order that the hearing be held elsewhere. All testimony shall be under oath or affirmation. The employer may appear personally or by or with counsel. Counsel appearing shall have been admitted to practice before the Commission in accordance with § 23.4 of this chapter (9 F.R. 12803).

(c) *Scope of hearing.* The hearing shall be of the limited scope necessitated

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NOTICE

The Cumulative Supplement to the Code of Federal Regulations, covering the period from June 2, 1938, through June 1, 1943, may be obtained from the Superintendent of Documents, Government Printing Office, at \$3.00 per unit. The following are now available:

- Book 1: Titles 1-3 (Presidential documents) with tables and index.
- Book 2: Titles 4-9, with index.
- Book 3: Titles 10-17, with index.
- Book 4: Titles 18-25, with index.
- Book 5, Part 1: Title 26, Parts 2-178.
- Book 5, Part 2: Title 26, completed; Title 27, with index.
- Book 6: Titles 28-32, with index.
- Book 7: Titles 33-45, with index.
- Book 8: Title 46, with index.

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by the Commission's lack of power of subpoena in proceedings under § 1.1. Because of the absence of that authority, it cannot undertake to conduct said hearing as a proceeding de novo, or to have evidence introduced therein in support of the charges against the respondent. Owing to the lack of subpoena power, evidence in support of charges must be limited to information given voluntarily. Such information is obtained upon an understanding of confidential treatment. Consequently, evidence supporting the charges cannot be introduced at the hearing. The hearing shall be unilateral, that is, it shall be only for the presentation of evidence on behalf of the employee in rebuttal of the charges disclosed by the proposed order. Counsel for the Commission may cross-examine witnesses.

(d) *Report or summary of hearing.* It shall be within the discretion of the hearing examiner to permit, and fix the time for, filing of briefs. The proceeding at the hearing will not be reported, unless the Commission shall so direct; but the employee shall have the privilege of himself having the evidence taken stenographically. If the proceeding is not taken by a reporter on behalf of the Commission, the employee and Commission counsel shall submit a summary thereof to the hearing examiner within a time fixed by him. Any disagreement concerning the contents of the summary shall be resolved by the examiner, and the parties may file written exceptions. The summary and any exceptions shall be certified by the hearing examiner and shall become a part of the record.

§ 1.105 *Final order—(a) Basis for reply.* The Commission's final order shall be based on the entire record of the case, including the report of the investigation, the reply of the employee to the proposed order, and in cases where a hearing has been granted, the report of the hearing examiner. If the employee does not reply to the proposed order within fifteen days from the date of service, a final order shall be based on the report of investigation alone.

(b) *Contents; service.* The final order shall contain a statement of the charges that have been substantiated and shall prescribe the penalty to be imposed. Copies of the final order shall be served on the respondent and on the department or agency wherein the individual is employed.

§ 1.106 *Penalties*—(a) *Removal.* Since violations of § 1.1 are by law violations also of section 9 (a) of the Hatch Political Activity Act, the penalty required by that act must of necessity be imposed. The employee must be immediately removed from the position or office held and may not again be employed in such position or office. If the appointing officer fails to carry out the instructions of the Commission within ten days after receipt thereof, the Commission shall certify the facts to the proper disbursing and auditing officer for proceedings in accordance with Civil Service Rule XV (5 CFR, Cum. Supp., 15.1).

(b) *Report of removal for reasons other than political activity; reemployment prohibited.* When the Commission directs the removal of an employee for a violation of § 1.1 and the Hatch Political Activity Act, the penalty laid down in paragraph (a) of this section shall be applied, even where the department or agency reports that the individual has been removed, on grounds other than a violation of § 1.1 and the Hatch Political Activity Act, and the individual may not again be employed in the position from which he was removed. The provisions of paragraph (a) of this section regarding reemployment in positions other than the one from which removal was effected shall also apply.

(c) *Resignation prior to Commission's decision.* The provisions of paragraph (a) of this section shall apply also where an employee has resigned from his position or office prior to the Commission's determination that he had violated § 1.1 and the Hatch Political Activity Act.

§ 1.107 *Reemployment; debarment period.* An employee removed for violation of § 1.1 may be reemployed in accordance with the provisions of Civil Service Rules in any position for which he can qualify other than the one from which he was removed: *Provided*, That in all cases involving a finding that a Federal employee has engaged in prohibited political activity, the Commission shall consider the matter from a suitability standpoint and shall establish a definite period of debarment applicable to the employee for all Federal positions within the Commission's jurisdiction.

By the United States Civil Service Commission.

[SEAL] H. B. MITCHELL,
President.

NOVEMBER 6, 1944.

[F. R. Doc. 44-18269; Filed, Dec. 1, 1944; 11:27 a. m.]

TITLE 7—AGRICULTURE

Chapter VII—War Food Administration (Agricultural Adjustment)

PART 724—BURLEY TOBACCO

1945-46 NATIONAL MARKETING QUOTA

§ 724.701 *Proclamation of the national marketing quota for Burley tobacco for the marketing year beginning July 1, 1945.* The amount of the national marketing quota for the marketing year beginning October 1, 1945 is 404,460,000 pounds, the same amount as the national marketing quota for the marketing year beginning October 1, 1944 as proclaimed on October 6, 1943.¹

(52 Stat. 46, 53 Stat. 1261, 54 Stat. 392, 56 Stat. 121; 7 U.S.C. 1312 (a); Pub. Law 118; 78th Cong., 1st Sess., approved July 7, 1943, as amended by Pub. Law 276, 78th Cong., 2d Sess., approved Mar. 31, 1944; E.O. 9322, of March 26, 1943, as amended, by E.O. 9334, of Apr. 19, 1943, as further amended by E.O. 9392 of Oct. 28, 1943)

Issued at Washington, D. C., this 30th day of November 1944.

MARVIN JONES,
War Food Administrator.

[F. R. Doc. 44-18234; Filed, Nov. 30, 1944; 3:10 p. m.]

PART 727—FLUE-CURED TOBACCO

1945-46 NATIONAL MARKETING QUOTA

§ 727.701 *Proclamation of the national marketing quota for flue-cured tobacco for the marketing year beginning July 1, 1945.* The amount of the national marketing quota for the marketing year beginning July 1, 1945, is 856,800,000 pounds, the same amount as the national marketing quota for the marketing year beginning July 1, 1944, as proclaimed on July 13, 1943² and October 6, 1943.³

(52 Stat. 46, 53 Stat. 1261, 54 Stat. 392, 56 Stat. 121; 7 U.S.C. 1312 (a); Pub. Law 118, 78th Cong., 1st Sess., approved July 7, 1943, as amended by Pub. Law 276, 78th Cong., 2d Sess., approved March 31, 1944; E.O. 9322, of March 26, 1943, as amended by E.O. 9334, of Apr. 19, 1943, as further amended by E.O. 9392 of Oct. 28, 1943)

Issued at Washington, D. C., this 30th day of November 1944.

MARVIN JONES,
War Food Administrator.

[F. R. Doc. 44-18237; Filed, Nov. 30, 1944; 3:10 p. m.]

Chapter IX—War Food Administration (Marketing Agreements and Orders)

PART 945—MILK IN WASHINGTON, D. C., MARKETING AREA

SUSPENSION OF CERTAIN PROVISIONS

Pursuant to the applicable provisions of Public Act No. 10, 73d Congress, as amended and as reenacted and amended by the Agricultural Marketing Agree-

¹ 8 F.R. 13783.

² 8 F.R. 8241.

³ 8 F.R. 13769.

ment Act of 1937 (7 U.S.C. 1940 ed. 601 et seq.), hereinafter referred to as the "act", and of the order, as amended, regulating the handling of milk in the Washington, D. C. milk marketing area, it is hereby determined that the portions of the said order hereinafter specified do not tend to effectuate the declared policy of the act.

It is therefore ordered, That effective as of 12:01 a. m., e. w. t., December 1, 1944, the following portions of the said order as amended, are suspended:

Paragraphs (b), (c), (d), and (e) of § 945.7.

The words "the total pounds of emergency skim milk needed at each producer's milk plant" in paragraph (c) (2) of § 945.9.

Paragraph (c) (3) and (c) (5) of § 945.9.

Paragraphs (g), (h), (i), and (j) in § 945.10.

Done at Washington, D. C., this 30th day of November 1944.

THOMAS J. FLAVIN,
Assistant to the
War Food Administrator.

[F. R. Doc. 44-18243; Filed, Dec. 1, 1944; 11:27 a. m.]

Chapter XI—War Food Administration (Distribution Orders)

[WFO 73-73, Amdt. 7]

PART 1401—DAIRY PRODUCTS

FLUID MILK AND CREAM IN SAN DIEGO, CALIF., SALES AREA

Pursuant to War Food Order No. 79, as amended (8 F.R. 12426, 13283, 9 F.R. 4321, 4319), dated September 7, 1943, and to effectuate the purposes thereof, War Food Order No. 79-73, as amended (3 F.R. 14367, 17334, 9 F.R. 2076, 2455, 4321, 4319, 5103, 5767, 8229) relative to the conservation and distribution of fluid milk, milk byproducts, and cream in the San Diego, California, milk sales area, is hereby further amended by deleting therefrom in § 1401.85 (g) the numeral "100" and substituting therefor the numeral "107."

The provisions of this amendment shall become effective at 12:01 a. m., e. w. t., December 1, 1944. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 79-73, as amended, prior to the effective time of the provisions hereof, the provisions of said War Food Order No. 79-73, as amended, in effect prior to the effective time hereof, shall continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; WFO 79, 8 F.R. 12426, 13283; 9 F.R. 4321, 4319)

Issued this 30th day of November 1944.

LUE MARSHALL,
Director of Distribution.

[F. R. Doc. 44-18235; Filed Nov. 29, 1944; 3:11 p. m.]

[WFO 79-75, Amdt. 7]

PART 1401—DAIRY PRODUCTS

FLUID MILK AND CREAM IN LOS ANGELES, CALIF., METROPOLITAN SALES AREA

Pursuant to War Food Order No. 79, as amended (8 F. R. 12426, 13283, 9 F. R. 4321, 4319), dated September 7, 1943, and to effectuate the purposes thereof, War Food Order No. 79-75, as amended (8 F. R. 14370, 17335, 9 F. R. 2076, 3628, 4321, 4319, 5106, 5767, 8230) relative to the conservation and distribution of fluid milk, milk byproducts, and cream in the Los Angeles, California, metropolitan milk sales area, is hereby further amended by deleting therefrom in § 1401.87 (g) the numeral "100" and substituting therefor the numeral "106". The provisions of this amendment shall become effective at 12:01 a. m., e. w. t., December 1, 1944. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 79-75, as amended, prior to the effective time of the provisions hereof, the provisions of said War Food Order No. 79-75, as amended, in effect prior to the effective time hereof, shall continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F. R. 10179; E.O. 9322, 8 F. R. 3807; E.O. 9334, 8 F. R. 5423; E.O. 9392, 8 F. R. 14783; WFO 79, 8 F. R. 12426, 13283; 9 F. R. 4321, 4319)

Issued this 30th day of November 1944.

LEE MARSHALL,
Director of Distribution.

[F. R. Doc. 44-18236; Filed, Nov. 30, 1944;
3:11 p. m.]

[WFO 29, Partial Suspension, Amdt. 5]

PART 1460—FATS AND OILS

USE AND DISTRIBUTION OF COTTONSEED, PEANUT, SOYBEAN, AND CORN OIL

The order, as amended (9 F. R. 10557), partially suspending War Food Order No. 29, is amended to read as follows:

Unless otherwise ordered by the Director of Distribution, the restrictions of (b) of War Food Order No. 29, as amended (8 F. R. 15551, 9 F. R. 651, 3252, 4319), shall not apply to the delivery of crude oil by any person to a refiner, or to the acceptance of delivery of crude oil by a refiner, where such delivery or acceptance of delivery occurs during the period from October 1, 1943, to March 31, 1945, both inclusive.

This amendment shall become effective at 12:01 a. m., e. w. t., November 30, 1944.

(E.O. 9280, 7 F. R. 10179; E.O. 9322, 8 F. R. 3807; E.O. 9334, 8 F. R. 5423; E.O. 9392, 8 F. R. 14783)

Issued this 29th day of November 1944.

ASHLEY SELLERS,
Assistant War Food Administrator.

[F. R. Doc. 44-18218; Filed, Nov. 30, 1944;
12:16 p. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. 5056]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

RUSSELL M. BRADDOCK

§ 3.69 (a) *Misrepresenting oneself and goods—Business status, advantages or connections—Nature, in general.* § 3.72 (n 10) *Offering deceptive inducements to purchase or deal—Terms and conditions.* § 3.96 (b) *Using misleading name—Vendor—Nature, in general.* In connection with the use of form letters or other written or printed material in carrying on the business of collecting or aiding in the collection of debts in commerce, (1) using the words "Ancestral Survey" or any other word or words of similar import, to designate, describe, or refer to respondent's business; or otherwise representing, directly or by implication, that respondent's said business bears any relation to genealogical research; (2) representing, directly or by implication, that respondent's said business is that of locating missing relatives or heirs to decedents' estates or interests therein; or (3) representing that respondent's said business is other than that of collecting debts, or that the information sought by means of such devices is for any purpose other than for use in the collection of debts; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; U.S.C., sec. 45b) [Cease and desist order, Russell M. Braddock, Docket 5056, October 20, 1944]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 20th day of October A. D. 1944.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, the answer of respondent, and testimony taken before an examiner of the Commission theretofore duly designated by it (respondent having waived all intervening procedure and further hearing as to the facts), and the Commission having made its findings as to the facts and its conclusion that said respondent has violated the provisions of the Federal Trade Commission Act:

It is ordered. That the respondent, Russell M. Braddock, an individual, his representatives, agents, and employees, directly or through any corporate or other device, in connection with the use of form letters or other written or printed material in carrying on the business of collecting or aiding in the collection of debts in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Using the words "Ancestral Survey," or any other word or words of similar import, to designate, describe, or refer to respondent's business; or otherwise representing, directly or by implication, that respondent's said business bears any relation to genealogical research,
2. Representing, directly or by implication, that respondent's said business is that of locating missing relatives or heirs to decedents' estates or interests therein,

3. Representing that respondent's said business is other than that of collecting debts, or that the information sought by means of such devices is for any purpose other than for use in the collection of debts.

It is further ordered. That respondents shall, within sixty (60) days after service upon him of this order, file a report in writing setting forth in detail the manner and form in which he has complied with this order.

By the Commission.

[SEAL]

OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 44-18267; Filed, Dec. 1, 1944;
11:36 a. m.]

TITLE 30—MINERAL RESOURCES

Chapter VI—Solid Fuels Administration for War

PART 602—GENERAL ORDERS AND DIRECTIVES

SHIPMENT OF PREPARED SIZES OF DOMESTIC COAL PRODUCED IN DISTRICT 14

In order that there will be sufficient solid fuel to meet the minimum needs of householders in St. Louis, Missouri, it is necessary to assure adequate movement of coal produced in District No. 14 to retail dealers in that city. Despite the notice of direction to all persons shipping prepared sizes of domestic coal produced in District No. 14, issued October 17, 1944 (9 F. R. 12611), retail dealers in St. Louis have not made arrangements to obtain such coal in quantities sufficient to avoid the risk of hardship to householders during the winter months. Accordingly, I have conceded, after investigation of present production and distribution conditions and careful consideration of the recommendations submitted to me by the Bituminous Coal Producers Advisory Board for District No. 14, that it is necessary, pursuant to SFAW Regulation No. 1, to issue the following direction:

1. The direction to all persons shipping prepared sizes of domestic coal produced in District No. 14, issued October 17, 1944, is hereby revoked and cancelled, except that this shall have no effect upon the civil and criminal liabilities incurred under the provisions of that direction.
2. Any producer who shipped (directly or, indirectly through a wholesaler) 500 or more tons of prepared sizes of domestic coal produced in District No. 14 to retail dealers located within the corporate limits of the City of St. Louis, Missouri during the month of October 1944, is hereby directed to ship to one or more retail dealers located within such area during the month of December 1944, and during each succeeding calendar month, to and including February 1945, not less than the total amount of such coal which such producer shipped to retail dealers located within the corporate limits of the City of St. Louis, Missouri during the month of October 1944.
3. Any producer of prepared sizes of domestic coal in District No. 14 who shipped (directly, or indirectly through a wholesaler) no such coal or less than 500 tons of such coal to retail dealers located within the corporate limits of the City of St. Louis, Missouri during the month of October 1944, is hereby directed to ship to one or more retail dealers

located within such area during the month of December 1944, and during each succeeding calendar month, to and including February 1945, not less than 10 per cent of such producer's total production of prepared sizes of such domestic coal for each such calendar month.

4. In complying with this direction, a producer may consider all prepared sizes of domestic coal produced in District No. 14 as interchangeable, and may ship coal produced at any mine or mines in District No. 14.

5. If after the tenth day of any calendar month, a producer does not have orders from retail dealers in St. Louis for coal in an amount equivalent to the amount which such producer is required to ship under this direction, the producer should promptly notify the SFAW Area Distribution Manager in St. Louis, who will endeavor to assist producers in obtaining orders. If, after so notifying the Area Distribution Manager in St. Louis, a producer is unable to obtain by the 20th day of any calendar month sufficient orders from retail dealers in St. Louis to cover shipment of the total tonnage required to be shipped by this direction, the producer is to such extent excused from complying with this direction.

6. Producers are hereby notified that, when necessary to assure equitable distribution of coal within the corporate limits of the City of St. Louis, Missouri, the SFAW Area Distribution Manager in St. Louis will designate the retail dealers to whom shipment of the tonnage subject to this direction is to be made. Producers shall promptly comply with all such instructions.

7. All persons handling prepared sizes of domestic coal produced in District No. 14 (including sales agents, distributors and retail dealers) will be expected to cooperate with the SFAW Area Distribution Manager to the end that the purposes of this direction will be fulfilled.

This direction shall become effective December 1, 1944:

(E.O. 9332, 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 176)

Issued this 30th day of November 1944.

C. J. POTTER,
Deputy Solid Fuels
Administrator for War.

[F. R. Doc. 44-18260; Filed, Dec. 1, 1944;
10:33 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VI—Selective Service System

[No. 268]

RETURN OF HOME ADDRESS REPORT AND REPORT OF SEPARATION

ORDER PRESCRIBING FORMS

Pursuant to authority contained in the Selective Training and Service Act of 1940, as amended, I hereby prescribe the following change in DSS Forms:

Discontinuance of DSS Form 272, entitled "Return of Home Address Report (DSS Form 166) and Report of Separation (DSS Form 167)."

The foregoing discontinuance shall become a part of the Selective Service regulations effective within the continental United States immediately upon the filing hereof with the Division of the Federal Register and effective outside the continental limits of the United States on the 30th day after the date of

¹ Filed as part of the original document.

filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

NOVEMBER 29, 1944.

[F. R. Doc. 44-18233; Filed, Nov. 30, 1944;
2:53 p. m.]

Chapter IX—War Production Board

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 177; E.O. 9024, 7 F.R. 323; E.O. 9049, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; W.P.B. Reg. 1 as amended Dec. 31, 1943, 9 F.R. 61.

PART 1010—SUSPENSION ORDERS

[S-609, Reinstatement and Amdt.]

THOMPSON-WINCHESTER CO.

Thompson-Winchester Company, a corporation located at 201-203 State Street, Boston, Massachusetts, engaged primarily in the business of selling food service equipment, and also in the selling of refrigeration equipment was suspended on October 3, 1944, effective October 10, 1944 by Suspension Order No. S-609. It appealed from the provisions of the suspension order and, pending determination of the appeal, the Chief Compliance Commissioner granted a stay on October 18, 1944. The appeal was considered by the Deputy Chief Compliance Commissioner who on November 30, 1944 dismissed the appeal, vacated the stay and directed that the suspension order be reinstated.

In view of the foregoing: It is hereby ordered, that: § 1010.609, *Suspension Order No. S-609*, issued October 3, 1944, and effective October 10, 1944, be and hereby is reinstated as of November 30, 1944 and shall expire on February 11, 1945; the stay of execution directed by the Chief Compliance Commissioner on October 18, 1944 be and hereby is revoked as of November 30, 1944; and that paragraph (f) of the order be amended to show the date of expiration to be February 11, 1945.

Issued this 30th day of November 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 44-18246; Filed, Nov. 30, 1944;
11:28 a. m.]

PART 1075—CONSTRUCTION

[Conservation Order L-41, Interpretation 11]

INSTALLATION OF MACHINERY AND EQUIPMENT UNDER DIRECTION 2 TO L-41

The following interpretation is issued with respect to Conservation Order L-41:

Direction 2 to L-41 exempts from the restrictions of L-41 the installation or relocation of equipment in existing buildings under certain conditions. It also exempts certain building alterations made in connection with the installation.

Under the direction, processing machinery and equipment and service machinery and equipment as defined in the direction may be installed or relocated in an existing building regardless of how the equipment is obtained. However, building service equipment as defined in the direction may only be installed under the direction when it has

been obtained on a special form such as WFE-541, WFE-542 or WFE-1319.

Building alterations may be made when required for the installation or operation of the machinery or equipment being installed or relocated under the direction. Building alterations which are not required for the installation or operation of the equipment may not be made under the direction. For example, in installing a piece of processing machinery, foundations may be placed under it, walls may be demolished or moved in order to install it and new walls or partitions may be put in where the operation of the equipment requires a wall or partition as in the case of a machine which must operate in a dust-free or quiet location. Pipes to run water to the equipment, power lines to the equipment and fixtures to provide light to run the equipment may also be installed. On the other hand, the installation of processing machinery does not make it permissible under the direction to install offices or office partitions, storage rooms or facilities for the operators of the machines such as cafeterias, toilets, etc. When building service equipment is installed under the direction, i. e., after approval on a special form, all building alterations normally required for the use of such equipment are permitted. For example, if a new furnace is installed the necessary changes in the plumbing system, electric system and the like may be made and, if necessary, partitions or other enclosures may be put up.

If the installation of equipment in an existing building is part of a single construction job, the balance of which requires specific authorization under L-41, for example, an addition to the building, the application must cover the entire job, including both the installation in the existing building and the construction of the addition. However, if the installation and the new addition are separate jobs, the installation may be made under Direction 2 and the addition may be applied for separately without reference to the installation.

Direction 2 provides an exemption from the restrictions of L-41. Direction 15 to CMP Regulation 5 gives priorities assistance for the purpose of getting materials for installations and alterations permitted under Direction 2. If the machinery or equipment is to be used in a business on List A of CMP Regulation 5 or in a business on Schedule I or Schedule II of CMP Regulation 5A or in a business given priorities assistance by any P or U order for MRO, the appropriate symbol and rating may be used to get building materials for the installation or alterations without any limitation on the quantity of materials. If the machinery or equipment being installed is to be used in a business which is not on List A of CMP Regulation 5 or Schedule I or Schedule II of CMP Regulation 5A and not given priorities assistance for MRO by any P or U order, the MRO symbol and the preference rating of AA-5 may be used to get up to \$500 worth of building materials for the installation of each piece of equipment and any permitted building alteration. In addition to the \$500 worth of rated materials per machine, unrated building materials may be used in the installation or alteration without limit.

Issued this 1st day of December 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 44-18270; Filed, Dec. 1, 1944;
11:23 a. m.]

PART 1075—CONSTRUCTION

[Conservation Order L-41, Interpretation 12]

ANNUAL COST LIMITS

The following interpretation is issued with respect to Conservation Order L-41:

Under paragraph (c) of L-41 one job costing \$200 or less, or a number of jobs having a total cost of \$200 or less, may be done on a house in a year without getting permission under L-41. The \$200 annual limit also applies to certain other kinds of construction, while other annual limits apply to still other kinds of construction. These annual exemptions from the restrictions of paragraph (e) of L-41 are made for the purpose of permitting a limited amount of relatively small jobs without requiring the filing of applications.

Paragraph (i) of L-41 shows how to figure the cost of a proposed job, for the purpose of determining whether it falls within the appropriate annual allowance. It requires that the cost of the whole construction job, as estimated at the time of beginning construction, be taken into consideration, not just the amount of construction done in the year. Therefore, if a job is started in one year and finished in the next, its entire cost must be charged to the year when the job was started. Furthermore, a job may not be subdivided for the purpose of coming within the annual allowance. A job is considered a single construction job if jobs of that kind are ordinarily performed as single construction jobs. This is true even if the first part of the job and the second part are separated by a lapse of time or are done by different contractors or by different owners or tenants.

Paragraphs (c) and (i) of L-41 also require that the cost of all jobs on the same unit begun in the same calendar (or fiscal) year must be included in deciding whether the total annual allowance has been exceeded. A new owner or a new tenant does not receive a new allowance for the same year, but must take into consideration the jobs done by his predecessor.

In order to show the interpretation placed by the War Production Board on conditions which frequently arise, examples are given below of jobs which constitute violations and jobs which are permissible.

The following jobs exceed the annual allowances and are therefore violations of L-41 unless permission is obtained:

(1) In 1944 a house owner hires a contractor to build a skeleton garage or shelter, consisting of a floor, corner posts or other open side-framing and a roof, at a cost of \$175. In 1945 he hires another contractor to put walls on the open structure at a cost of \$150. The entire garage is one construction job and the entire cost must be charged to 1944.

(2) In 1944 a person builds a small shack, with no lighting or plumbing systems, at a cost of \$200. In 1945 he installs these systems at a cost of \$200, hiring a different contractor. The entire shack, including the lighting and plumbing systems, constitutes one construction job and the entire cost must be charged to 1944.

(3) In 1944 a person builds a small shack, with no lighting or plumbing systems, at a cost of \$200. He then sells it. The purchaser installs the systems at a cost of \$200 in 1944. The entire shack, including the lighting and plumbing systems, constitutes one construction job. The purchaser does not get an additional allowance.

(4) In 1944 a house owner, having a house built before the war, does \$200 worth of construction on it and then sells it. The purchaser makes alterations costing \$200. The purchaser does not get an additional allowance.

The following jobs do not exceed the annual allowances and therefore do not constitute violations of L-41:

(1) A person owns a shack built before L-41 was originally issued (April 9, 1942). When the house was built, no lighting or plumbing systems were installed. In 1944 the owner spends \$200 installing lighting and plumbing systems. The construction of the house before 1942 was not subject to L-41. Consequently the \$200 job in 1944

must be treated as a separate construction job.

(2) In 1944 a house owner spends \$200 making alterations to his dining room. In 1945 he builds a garage at a cost of \$200. The alterations and the new garage are not a single construction job, even if the same contractor does both.

Issued this 1st day of December 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 44-18271; Filed, Dec. 1, 1944;
11:28 a. m.]

PART 3270—CONTAINERS

[Supplementary Order L-103-b, as Amended
Sept. 28, 1944, Amdt. 1]

GLASS CONTAINER AND CLOSURE QUOTA

Paragraph (c) (5) of § 3270.36 *Supplementary Order L-103-b*, as amended September 28, 1944 is amended to read as follows:

(5) No person shall use any tin-coated or nickel bearing wire for the manufacture of paperboard disc plug caps. Wire of any kind, except tin-coated or nickel bearing wire, may be used for such caps.

Issued this 1st day of December 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 44-18272; Filed, Dec. 1, 1944;
11:27 a. m.]

PART 3285¹—LUMBER AND LUMBER PRODUCTS

[General Conservation Order M-248, As Amended Dec. 1, 1944]

RATTAN

General Conservation Order M-248 is hereby amended to read as follows:

§ 3285.66¹ *General Conservation Order M-248*—(a) *Definitions*. For the purpose of this order:

(1) "Rattan" means the stripped stem of climbing palms, including, but not limited to, the genera Calamus, Desmoncus, Korthalsia, and Daemonorops.

(2) "Weaving rattan" means the soft rattans, including, but not limited to, those known in the trade as Kubu, Sega, Loonties, and Koties, which are customarily used for splitting into cane or slab rattan but which can be used for weaving baskets and boat fenders.

(3) "Hard or semi-hard rattan" means the rattans, including but not limited to those known in the trade as Tohiti, Oemolge, Padang, and Sarawak, which because of their hardness are customarily not used for weaving.

(4) "Slab rattan" means the peel cut from the stem of rattan not processed to a uniform width and gauge.

(b) *Restrictions on sales and deliveries*. No person shall sell or deliver and no person other than an importer acting as such, shall buy or accept delivery of any weaving rattan 7 millimeters and over in diameter, or hard and semi-hard rattan 9 millimeters and over in diameter (all

diameters measured at the small end), or any slab rattan 6 millimeters and over in width, except upon the following categories of orders:

(1) Orders placed by the Army, Navy or Maritime Commission of the United States, or the War Shipping Administration for use in the construction of boat fenders.

(2) Orders placed by the Defense Supplies Corporation.

(3) Orders placed by any person for use in the construction of boat fenders for the Army, Navy, or Maritime Commission of the United States or the War Shipping Administration.

(4) Orders placed by Veterans Administration for use in occupational therapy.

(5) Orders placed by any person for processing into shapes and sizes required to manufacture the following: (i) wheel chairs for Army, Navy, and Veterans Administration hospitals; (ii) parachutes; (iii) cap bands for the Services.

(6) Orders specifically authorized by the War Production Board.

(c) *Restrictions on processing and consumption*. Unless specifically authorized by the War Production Board no person shall process, weave, or consume any weaving rattan 7 millimeters to 11½ millimeters in diameter or any hard or semi-hard rattan 9 millimeters and over in diameter, measured at the small end, except to fill one of the types of orders listed in paragraph (b) above.

(d) *Reports*. Every person shall execute and file with the War Production Board such reports and questionnaires as it shall from time to time request, subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

(e) *Applicability of regulations*. This order and all transactions affected thereby are subject to all applicable regulations of the War Production Board, as amended, from time to time.

(f) *Appeals*. Any appeal from the provisions of this order shall be made by mailing a letter to the War Production Board referring to the particular provision appealed from and stating fully the grounds of the appeal.

(g) *Violations*. Any person who willfully violates any provision of this order, or who, in connection with this order, willfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using material under priority control and may be deprived of priorities assistance.

(h) *Communications*. Reports to be filed and all other communications concerning this order shall be addressed to the War Production Board, Lumber and Lumber Products Division, Washington 25, D. C., Ref.: M-248.

Issued this 1st day of December 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 44-18274; Filed, Dec. 1, 1944;
11:27 a. m.]

¹ Formerly Part 3106, § 3106.1.

PART 3290—TEXTILE, CLOTHING AND LEATHER

[General Conservation Order M-317, Direction 5]

PRIORITIES ASSISTANCE FOR CLASS A AND CLASS B SHEETINGS FOR LINEN RENTAL SERVICES, HOTELS, RESTAURANTS, HAIR CUTTING ESTABLISHMENTS, COMMERCIAL LAUNDRIES, DRY CLEANING ESTABLISHMENTS AND DIAPER SERVICE LAUNDRIES

The following direction is issued pursuant to General Conservation Order M-317:

(a) Linen rental services, hotels, restaurants, hair cutting establishments, commercial laundries, dry cleaning establishments, and diaper service laundries, may apply on Form WPB-2842 for priorities assistance to obtain Class A and Class B sheetings to be used for their own use only and not for resale, as follows:

Linen rental services: Class A sheetings for men's and women's washable service apparel. Class B sheetings for table tops (covers), napkins, and cover cloth for laundry presses.

Hotels: Class A sheetings for men's and women's washable service apparel. Class B sheetings for table tops (covers), napkins, coffee urn bags and cover cloth for laundry and dry cleaning presses.

Restaurants: Class A sheetings for men's and women's washable service apparel. Class B sheetings for table tops (covers), napkins, coffee urn bags and cover cloth for laundry and dry cleaning presses.

Hair cutting establishments: Class A sheetings for men's and women's washable service apparel. Class B sheetings for cover cloth for laundry and dry cleaning presses.

Commercial laundries, dry cleaning establishments, and diaper service laundries: Class B sheetings for cover cloth for laundry and dry cleaning presses.

(b) Applications must be filed on a quarterly basis with the Service Trades Division, Office of Civilian Requirements, War Production Board, Washington 25, D. C., not later than 15 days prior to the beginning of each calendar quarter. (For example, applications for the first quarter of 1945 must be filed by December 16, 1944.)

(c) The total amount of Class A and Class B sheetings for which priorities assistance will be granted under this program in each calendar quarter is limited. Within the available supply applications will generally be granted on a pro rata basis, based on the actual consumption of the materials by the applicant in the quarter preceding the date of the filing of the application, taking into account the applicant's inventory on hand at the end of that quarter. New establishments and establishments whose consumption of these materials for the above listed uses during the preceding quarter was below their average quarterly consumption during the preceding year may, nevertheless, apply for their needs, and their applications will be processed on an equitable basis.

(d) No person may accept delivery of materials obtained with this priorities assistance that will result in his having on hand in excess of a 45 days' supply of the materials: *Provided, however*, That this shall not prevent the acceptance of deliveries of minimum procurable quantities.

(e) The preference rating assigned under this direction may be used by the applicant only to buy Class A or Class B sheetings. However, he may make arrangements with manufacturers of the finished items for the incorporation of the sheetings into the finished items to be actually delivered to the applicant.

(f) Orders shall be placed and preference ratings assigned under this direction shall be applied and extended in the manner provided in Priorities Regulations 1 and 3. The fol-

lowing certification shall be placed on all orders on which the rating is used:

The undersigned purchaser hereby represents to the seller and to the War Production Board that he is entitled to apply or extend the preference rating indicated opposite the items shown on this order, and that such application or extension is in accordance with Priorities Regulation 3 as amended, with the terms of which the undersigned is familiar.

This rating has been assigned under Form WPB-2842, Serial No. ____ (Insert the serial number).

(Name of purchaser)

(Address)

By _____
(Signature and title of duly authorized officer)

(Date)

When the above is complied with, the requirements of M-317 and M-323 are met, and it is unnecessary to use any other notation.

Issued this 1st day of December 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 44-18275; Filed, Dec. 1, 1944; 11:23 a. m.]

PART 3290—TEXTILE, CLOTHING AND LEATHER

[General Conservation Order M-317, Direction 6]

PRIORITIES ASSISTANCE FOR CLASS A AND CLASS B SHEETINGS FOR GOVERNMENTAL AGENCIES AND INSTITUTIONS

The following direction is issued pursuant to General Conservation Order M-317:

(a) Governmental agencies and institutions (including hospitals, schools and orphanages), as defined in CMP Regulation 5A, may apply on Form WPB-2842 for priorities assistance to obtain Class A and Class B sheetings to be used for their own use only and not for resale, as follows:

Mental hospitals: For inmates' sewing, underwear and dresses for manufacture in the hospital, bed linens, surgical gowns and other uniforms, orthopedic equipment, airplane splint covers, and cover cloth for laundry presses.

General hospitals: For surgical gowns and other uniforms, orthopedic equipment, airplane splint covers, and cover cloth for laundry presses.

Schools, orphanages, colleges and other institutions: For laundry pressing covers, and garments for food handlers.

Federal, State and local governmental agencies: For shroud cloth, orderlies' clothing, orthopedic equipment, airplane splint covers, surgical gowns and uniforms, folding cots, cover cloth for laundry presses, fire protection, equipment for forest rangers, survey parties, and for protective use in construction work.

(b) Applications must be filed on a quarterly basis with Government Bureau, Office of Civilian Requirements, War Production Board, Washington 25, D. C., not later than 15 days prior to the beginning of each calendar quarter. (For example, applications for the first quarter of 1945 must be filed by December 16, 1944.)

(c) The total amount of Class A and Class B sheetings for which priorities assistance will be granted under this program in each calendar quarter is limited. Within the available supply applications will generally

be granted on a pro rata basis, based on the actual consumption of the materials by the applicant in the quarter preceding the date of the filing of the application, taking into account the applicant's inventory on hand at the end of that quarter. New institutions and institutions and agencies whose consumption of these materials for the above listed uses during the preceding quarter was below their average quarterly consumption during the preceding year may, nevertheless, apply for their needs, and their applications will be processed on an equitable basis.

(d) No person may accept delivery of materials obtained with this priorities assistance that will result in his having on hand in excess of a 45 days' supply of the materials, provided, however, that this shall not prevent the acceptance of deliveries of minimum procurable quantities.

(e) The preference rating assigned under this direction may be used by the applicant only to buy Class A or Class B sheetings. However, he may make arrangements with manufacturers of the finished items for the incorporation of the sheetings into the finished items to be actually delivered to the applicant.

(f) Orders shall be placed and the preference rating assigned under this direction shall be applied and extended in the manner provided in Priorities Regulations 1 and 3. The following certification shall be placed on all orders on which the rating is used:

The undersigned purchaser hereby represents to the seller and to the War Production Board that he is entitled to apply or extend the preference rating indicated opposite the items shown on this order, and that such application or extension is in accordance with Priorities Regulation 3 as amended, with the terms of which the undersigned is familiar.

This rating has been assigned under Form WPB-2842, Serial No. ____ (Insert the serial number.)

(Name of Purchaser)

(Address)

By _____
(Signature and Title of duly authorized officer.)

(Date)

When the above is complied with, the requirements of M-317 and M-323 are met, and it is unnecessary to use any other notation.

Issued this 1st day of December 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 44-18276; Filed, Dec. 1, 1944; 11:23 a. m.]

Chapter XI—Office of Price Administration
PART 1412—TERRITORIES AND POSSESSIONS
[EO 29]

LAUNDRY SOAP IN VIRGIN ISLANDS

Preamble: According to information obtained from the Office of Distribution, Department of Interior, the quantity of laundry soap that will be available for the Virgin Islands will not be sufficient to cover the island needs. It is, therefore, necessary to institute the rationing of laundry soap in the Virgin Islands for the purpose of preserving existing supplies, and to insure a fair and equitable distribution of available supplies among the residents of the Virgin Islands.

Under the authority vested in the Office of Price Administration and the Administrator by Executive Order 9125 is-

sued by the President on April 7, 1942, Executive Order 9280 issued by the President on December 5, 1942, Executive Order 9322 issued by the President on March 26, 1943 as amended by Executive Order 9334 issued by the President on April 19, 1943, Directive 1 of the War Production Board issued January 24, 1942, Supplementary Directive 1-J of the War Production Board issued July 1, 1942, and under the authority vested in me by Second Revised General Order 21 issued by the Price Administrator on August 3, 1943, this Ration Order 20 (Laundry Soap Rationing Regulations for the Virgin Islands), is hereby issued.

ARTICLE I—INTRODUCTION

Sec.

- 1.1 Scope of this ration order.
- 1.2 This order covers imported laundry soap.
- 1.3 War Ration Book No. 1 stamps are to be used.

ARTICLE II—HOW CONSUMERS BUY LAUNDRY SOAP

- 2.1 When a person is a consumer.
- 2.2 How to get your laundry soap ration.
- 2.3 Transfers of laundry soap by consumers.

ARTICLE III—INDUSTRIAL OR COMMERCIAL USERS

- 3.1 When a person is an industrial or commercial user.
- 3.2 Industrial and commercial users must register and file reports.
- 3.3 Industrial or commercial users must report their base-period use.
- 3.4 Industrial or commercial user's allotment.
- 3.5 Issuance of certificates.
- 3.6 Reduction or cessation of business.

ARTICLE IV—RETAILERS AND WHOLESALERS

- 4.1 Who are retailers and wholesalers.
- 4.2 Retailers and wholesalers must file weekly inventory reports.
- 4.3 Transfers between retailers, wholesalers, not restricted.

ARTICLE V—INSTITUTIONAL USERS

- 5.1 Who is an institutional user.
- 5.2 How an institutional user may obtain allowance.
- 5.3 Issuance of certificates.

ARTICLE VI—SALES AND TRANSFERS

- 6.1 How laundry soap is transferred to consumers.
- 6.2 Valid periods.
- 6.3 How laundry soap is transferred to industrial or commercial users.
- 6.4 How laundry soap is transferred to institutional users.
- 6.5 Emergency order.

ARTICLE VII—PROHIBITIONS

- 7.1 Restriction on transfers of laundry soap.
- 7.2 Criminal prosecution.

ARTICLE VIII—ADJUSTMENT AND APPEAL

- 8.1 Adjustments.
- 8.2 Appeals.
- 8.3 Definitions.

AUTHORITY: § 1418.162 issued under Pub. Law 671, 76th Cong., as amended by Pub. Laws 89, 421 and 507, 77th Cong., E.O. 9125, 7 F.R. 2719; E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807 as amended by E.O. 9334, 8 F.R. 5423; WPB Dir. 1, 7 F.R. 562; WPB Supp. Dir. 1-J, 7 F.R. 8731, Second Rev. Gen. Order 21, 8 F.R. 9243.

ARTICLE I—INTRODUCTION

SECTION 1.1 Scope of this ration order—(a) Where order applies. The provisions of this Ration Order No. 20 shall apply only to the Virgin Islands of the United States.

(b) Exempt agencies. Nothing in this order shall be construed to limit or re-

strict the quantity of laundry soap that may be acquired by or for the account of the Army or Navy of the United States, the United States Maritime Commission, the Panama Canal, the Coast and Geodetic Survey, the Coast Guard, the Civil Aeronautics Authority, the National Advisory Commission for Aeronautics or the Office of Scientific Research and Development; nor shall this order be construed to limit or restrict the quantity of laundry soap that may be acquired by Government agencies or other persons for export to and consumption or use in any foreign country.

SEC. 1.2 This order covers imported laundry soap. The soaps covered by this order are called "laundry soaps" and are defined and described in section 8.3. This order does not cover toilet or face soaps, nor does it cover kitchen cleansers or scouring powders containing powdered abrasive material, or home-made soaps and cleansers locally produced.

SEC. 1.3 War Ration Book No. 1 stamps are to be used. The rationing of laundry soap will be accomplished through the use of certain of the stamps or coupons in War Ration Book No. 1 and certificates issued by the "War Price and Rationing Board", or the "Director". A list of the stamp numbers, values, and the valid periods for which they may be used is set forth in section 6.2. The value of the coupon or the valid period may be changed at any time by the Director.

ARTICLE II—HOW CONSUMERS BUY LAUNDRY SOAP

SEC. 2.1 When a person is a consumer. Any "person" regardless of age who "acquires" laundry soap for his person or household use is a "consumer". (When a person who renders washing or laundry services for hire, gets laundry soap to use in washing her customer's laundry, she is not a consumer, she is an "industrial or commercial user". She is a consumer only so far as she gets laundry soap for personal household uses.)

SEC. 2.2 How to get your laundry soap ration. Your laundry soap ration may be obtained from any retail establishment in the Virgin Islands dealing in or selling laundry soap to consumers. War Ration Book No. 1 stamps must be given up at the time the laundry soap is acquired. The stamps may be used by a consumer only if torn out of the War Ration Book in the presence of the person who is selling or transferring the laundry soap. A stamp may be used only to get laundry soap for the consumer from whose book it is taken or for use in the household of which he is a "member."

SEC. 2.3 Transfers of laundry soap by consumers—(a) General. A consumer who has acquired laundry soap for stamps may without restriction "transfer" such laundry soap to any other consumer or to an industrial or commercial user.

(b) Consumers who need more laundry soap because of illness or special circumstances. Any consumer who, because of illness or other hardship circumstances, requires more laundry soap than he can get with his War Ration Book Stamp may apply to his Local War

Price and Rationing Board for a certificate. The application shall be made on a form prescribed by the Director setting forth the special circumstances and, where based on illness, accompanied by a medical certificate indicating the probable duration of the illness. The application may be made by the consumer himself or by someone acting for him.

(c) Board action. If the Board finds that due to illness or other special circumstances the consumer will suffer hardship unless his ration is increased, the Board may in its discretion issue to him a certificate to enable him to obtain such an additional amount of laundry soap as may be required to alleviate the hardship for a period, however, not to exceed 30 days.

ARTICLE III—INDUSTRIAL OR COMMERCIAL USERS

SEC. 3.1 When a person is an industrial or commercial user. A person who uses laundry soap as a requirement of his business, as distinguished from his personal or household use, is an industrial or commercial user. (This includes all persons rendering laundry services for hire whether public or private, as well as hotels, restaurants, stores, or other business establishments using laundry soap in the upkeep and operation of such establishments. The term does not, however, include hospitals or other public institutions, which are "institutional users", and are referred to below.)

SEC. 3.2 Industrial and commercial users must register and file reports. (a) Every industrial or commercial user must register his business establishment or home (if his home is so used) with the Board serving the area where his establishment is located when he applies for a laundry soap ration certificate. The registration form prescribed by the Director must be signed by the user or his agent. Separate establishments must be registered separately although they may be treated as a unit by the Board.

(b) As a part of his registration, an industrial or commercial user must file a report showing his current inventory (in pounds) of each class of laundry soap. A separate inventory report must be filed for each of his separate establishments. The inventory of an industrial or commercial user establishment consists of all laundry soap physically located at the establishment, in transit to it, held in storage by or for it, or held at any other place by any other person for its industrial or commercial use. It shall also include all laundry soap received by laundresses from the persons for whom laundry services are rendered.

SEC. 3.3 Industrial or commercial users must report their base period use. As a part of his registration, an industrial or commercial user must report the number of pounds of laundry soap used, and in the case of persons rendering cleaning or laundry services for hire, the number of customers served and whether laundry soap was received from such customers during each month of the base period: August, September and October, 1944.

SEC. 3.4 Industrial or commercial user's allotment—(a) General. An in-

dustrial or commercial user is given an allotment to enable him to get and use laundry soap at his registered business establishment. Allotment periods shall have monthly duration beginning November 16, 1944.

(b) *Application for allotments.* The registration form (see section 3.2) when completed is treated as an application by the registrant for an allotment, which allotment may be renewed, with such adjustment as may be necessary for subsequent allotment periods. No special form is required for requesting adjustments in allotments during the allotment period, although such request must be in writing.

(c) *Amount of allotment.* An industrial or commercial user's allotment is determined on the basis of his average use of laundry soap at his business establishment or home (in the case of laundresses) during each of the base period months: August, September and October, 1944. This figure when stated in pounds of each class of laundry soap is multiplied by .55 and the resulting figure minus his inventory is his allotment, stated in pounds. (The factor figure is fixed in such a way that it gives an allotment which fairly represents the reduction in use required as a result of the scarcity of laundry soap.) The factor figure is subject to adjustment at any time by the Office of Price Administration.

(d) *Right to certificate; excess inventory.* (1) An industrial or commercial user is entitled to get and use laundry soap up to the amount of his allotment. His allotment is reduced, however, by the amount of laundry soap he has on hand at the beginning of each allotment period. If his inventory is less than his allotment, he is entitled to get from the Board a certificate for the number of pounds of laundry soap needed to make up the difference. If, however, his inventory is greater than his allotment at the beginning of any allotment period, the difference is excess inventory. In such case, he is not entitled to receive a certificate from the Board for an initial allotment nor for any subsequent allotment until the total of his allotments exceed his excess inventory.

(2) Excess inventory may be allocated among separate business establishments owned and separately registered by the same industrial or commercial user in any way he wishes, but in granting him a certificate for an allotment the Board shall consider such establishments as a unit.

SEC. 3.5 *Issuance of certificate.* Only one certificate will be issued by the Board for the full number of pounds of laundry soap to which an industrial or commercial user is entitled during any allotment period, regardless of the number of separate business establishments owned and registered by him.

SEC. 3.6 *Reduction or cessation of business.* Persons rendering laundry services, and all other industrial or commercial users, must notify the Board when they reduce the number of persons served, cease rendering such services, or reduce the number of separate business establishments previously owned and registered by them.

ARTICLE IV—RETAILERS AND WHOLESALERS

SEC. 4.1 *Who are retailers and wholesalers.* (a) Any person who deals in or sells laundry soap to a consumer is called a "retailer". Any person who deals in or sells laundry soap to another for purposes of resale, or for industrial or commercial use is a "wholesaler".

SEC. 4.2 *Retailers and wholesalers must file weekly inventory reports.* (a) Beginning on Monday, December 4, 1944, and on every Monday thereafter, each retailer or wholesaler in the Virgin Islands subject to this Order shall submit a report to the Director or Assistant Director on a form approved by the Director. Such report shall state the quantity of laundry soap on hand, the quantity received and the quantity transferred during the week preceding the report, the quantity on hand at the expiration of such period, and such additional information as may be required by the Director. A separate report shall be made for each separate business establishment. Such report shall include transfers between separate establishments owned by the same person.

(b) All War Ration Book No. 1 stamps and all certificates or other evidences received during the period covered by such report shall be surrendered and submitted to the Director or Assistant Director along with the report.

SEC. 4.3 *Transfers between retailers, wholesalers, not restricted.* No stamps, certificates, or other evidences are required for transfers between retailers or wholesalers but such transfers must be fully included in the report required by section 4.2 by both parties.

ARTICLE V—INSTITUTIONAL USERS

SEC. 5.1 *Who is an institutional user.* An institutional user is any non-commercial institution and includes, but is not limited to, the United States, any government, or any of its political subdivisions; any religious, educational or charitable institution; any institution for the sick, deaf, blind, disabled, aged or insane; any school, hospital, library; or any agency of any of the foregoing.

SEC. 5.2 *How an institutional user may obtain allowance.* The provisions of sections 3.2, 3.3, and 3.4 of this order shall, insofar as they may be applicable, govern the registration, report, and granting of allowances to institutional users.

SEC. 5.3 *Issuance of certificates.* Separate certificates will be issued by the Board for each separate institution.

ARTICLE VI—SALES AND TRANSFERS

SEC. 6.1 *How laundry soap is transferred to consumers.* A retailer may sell or transfer laundry soap to a consumer, and a consumer may receive or accept a transfer of laundry soap from a retailer only if the consumer at the time of the transfer gives up to the retailer a valid War Ration Book stamp or stamps, or a certificate authorizing such transfer issued by the Office of Price Administration, equal in value to the amount of laundry soap transferred.

SEC. 6.2 *Valid periods.* (a) A retailer may sell or transfer laundry soap to a

consumer, and a consumer may receive or accept a transfer of laundry soap from a retailer only for the War Ration Book No. 1 stamps numbered as listed below and during the valid periods indicated as follows:

Valid periods	Stamp valid during period	Weight value of stamp
Nov. 16, 1944 to Dec. 15, 1944.	Book No. 1, stamp No. 24.	1 lb. of laundry soap; or, not to exceed 24 oz. of soap powder; or not to exceed 15 oz. of soap flakes.
Dec. 16, 1944 to Jan. 15, 1945.	Book No. 1, stamp No. 25.	1 lb. of laundry soap; or, not to exceed 24 oz. of soap powder; or not to exceed 15 oz. of soap flakes.
Jan. 16, 1945 to Feb. 15, 1945.	Book No. 1, stamp No. 26.	1 lb. of laundry soap; or, not to exceed 24 oz. of soap powder; or not to exceed 15 oz. of soap flakes.
Feb. 16, 1945 to Mar. 15, 1945.	Book No. 1, stamp No. 27.	1 lb. of laundry soap; or, not to exceed 24 oz. of soap powder; or not to exceed 15 oz. of soap flakes.

(b) *Certificates.* A consumer's certificate issued by the Board shall be valid only for the period shown thereon.

SEC. 6.3 *How laundry soap is transferred to industrial or commercial users.* (a) A wholesaler or retailer may sell or transfer laundry soap to an industrial or commercial user for use in connection with his business establishment, and an industrial or commercial user may receive or accept such transfer only if the latter, at the time of the transfer gives up to such wholesaler or retailer a certificate issued by the Office of Price Administration authorizing the transfer of an allotment of laundry soap equal in value to the amount of laundry soap being transferred.

(b) *Certificates.* An industrial or commercial user's certificate shall be valid only for the period shown thereon.

SEC. 6.4 *How laundry soap is transferred to institutional users.* (a) A wholesaler or retailer may transfer laundry soap to an institutional user and the latter may receive or accept such transfer only if he gives up to the wholesaler or retailer a certificate issued by the Office of Price Administration authorizing the transfer of an allowance of laundry soap equal in value to the amount of laundry soap transferred.

(b) *Certificates.* An institutional user's certificate shall be valid only for the period shown thereon.

SEC. 6.5 *Emergency order.* Notwithstanding any other provision of this Ration Order 20, the Director may, whenever in his opinion the supply of laundry soap becomes or threatens to become so limited that stamp rationing may not be effective to insure a fair and equitable distribution of such commodity, issue an emergency order limiting or prohibiting all transfers of such commodity in the Virgin Islands, except upon emergency authorization certificates signed by the Director or his duly authorized representative.

ARTICLE VII—PROHIBITIONS

SEC. 7.1 *Restrictions on transfers of laundry soap.* On and after November 16, 1944, notwithstanding the terms of any contract, agreement, or commit-

ment, regardless of when made, except as provided in this order or any amendment thereof:

(a) No person shall use War Ration Book No. 1 stamps for transfers of laundry soap unless he has received them in the way permitted by this or any other order of the Office of Price Administration.

(b) No person shall "transfer" or "acquire", use or possess laundry soap except in a way permitted by this order.

(c) No person shall give or transfer, accept or receive War Ration Book No. 1 stamps valid for transfers of laundry soap except in the way permitted by this order.

(d) No person shall, in any registration, report, application, or other statement or record made pursuant to or required by this order, make any untrue statement of fact, or omit to state any fact which is required to be stated or which is necessary to make his statement not-misleading.

(e) No person shall offer, solicit, attempt or agree to do, or assist in doing, any act in violation of this order.

(f) No person shall sell, ship, deliver or transfer laundry soap to a buyer outside the Virgin Islands (U. S.), except upon written notice to and approval by the Director or Assistant Director.

(g) Subject to the provisions of General Ration Order No. 8, issued March 25, 1943, by the Office of Price Administration, any person who violates this Order may, by administrative suspension order, be prohibited from receiving any transfer or delivery of, or from selling or using laundry soap. Such suspension order shall be issued for such period as in the judgment of the Director may be necessary or appropriate in the public interest and to promote the security of the Virgin Islands. Proceedings for suspension orders shall be in accordance with the provisions of Revised Procedural Regulation No. 4 of the Office of Price Administration.

SEC. 7.2 Criminal prosecution. (a) Any person who knowingly falsifies any registration, report, application, or other statement or record made pursuant to this order, or who otherwise knowingly furnishes false information to a Board, or any other agent, employee or officer of the Office of Price Administration, or who conspires with any other person to perform any of the foregoing acts, may upon conviction be fined not more than \$10,000 or imprisoned for not more than ten years, or both, and shall be subject to such other penalties as may be prescribed by law.

(b) Any person who wilfully performs any act prohibited, or wilfully fails to perform any act required by any provision of this order may, upon conviction, be fined not more than \$10,000, and imprisoned for not more than one year, or both, and shall be subject to such other penalties as may be prescribed by all applicable statutes.

ARTICLE VIII—ADJUSTMENT AND APPEAL

SEC. 8.1 Adjustments. Adjustment of rations, allotments, or allowances may

be made by the Board upon request of any person entitled to such ration allotment or allowance. Such request shall be in writing and shall state the full circumstances upon which the request is based. The Board may request further information of the person requesting the adjustment, and upon being satisfied that the adjustment should be granted, may issue to him a certificate authorizing the transfer of such an amount of laundry soap as in its discretion will aid in the preservation of the public health, safety and a standard of living consistent with the prosecution of the war.

SEC. 8.2 Appeals. Any person directly affected by the action of a Board may appeal to the Director from an adverse decision of the Board. Such appeal shall be taken only in accordance with the provisions of Procedural Regulation No. 9 issued by the Office of Price Administration.

SEC. 8.3 Definitions. When used in this Ration Order No. 20:

(a) "Laundry soap" means any branded or unbranded, cut, packaged, or bulk soap, which may be classified in one of the following categories:

(1) "Bar laundry soap" means any bar soap sold for laundry use, including, but not limited to white, yellow, or yellow and blue bar laundry soap.

(2) "Package soap" means any fine fabric or general laundry soap in the form of chips, flakes, granules, powder, or similar forms sold for laundry use; provided, that this definition shall not be construed to include kitchen cleansers and scouring powders containing powdered abrasive material.

(b) "War Price and Rationing Board" means a War Price and Rationing Board established by the Office of Price Administration, and when the context so indicates, the term "Board" means the War Price and Rationing Boards serving the area in which a person lives or has his business establishment.

(c) "War Rationing Book No. 1" means War Ration Book No. 1 and the stamps contained therein issued by the Office of Price Administration as an authorization to accept the transfer of a specified quantity of a rationed commodity.

(d) "Director" means the Director of the Office of Price Administration for the Virgin Islands.

(e) "Person" means not only an individual, but also a partnership, corporation, association, government, government agency, or any other organized group or enterprise.

(f) "Consumer" means any person who receives laundry soap for his personal or household use.

(g) "Acquire" means to accept a transfer or to get possession or title in any other way.

(h) "Individual or commercial user" means a person who obtains laundry soap for industrial or commercial use at an industrial or commercial establishment and includes persons rendering laundry services for hire whether at home or at some other place.

(i) "Member of household" means one person belonging to a group of two or more individuals, consisting of all persons customarily living together in the same household (including persons temporarily absent therefrom) who are related by blood, marriage, or adoption.

(j) "Transfer" means to sell, give, exchange, ship, lend, deliver, or consign. It includes any transfer of possession or title, however, accomplished from one person or establishment to another person or establishment.

(k) "Institutional user" means any person who obtains an allowance of laundry soap for use in a non-commercial institution and includes, but is not limited to the United States Government, any government, or any of its political subdivisions, any religious, educational or charitable institutions; any institution for the sick, blind, deaf, disabled, aged, or insane; or any school, hospital, library; or any agency of any of the foregoing.

(l) "Retailer" means any person who deals in or sells laundry soap to a consumer including any person who obtains laundry soap for the purpose of selling or transferring such commodity to a consumer.

(m) "Wholesaler" means any person who deals in or sells laundry soap to a retailer, industrial, or commercial user, or to an institutional user, or any person for purposes of resale.

Effective date. This ration order shall become effective November 16, 1944.

NOTE: The record keeping and reporting requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 16th day of November 1944.

JACOB A. ROBLES,
Territorial Director,
Virgin Islands.

Approved:

M. S. BURCHARD,
Acting Regional Administrator,
Region IX.

[F. R. Doc. 44-18247; Filed, Nov. 30, 1944;
4:26 p. m.]

PART 1340—FUEL

[MPR 88, Corr. to Amdt. 20¹]

FUEL OIL, GASOLINE AND LIQUEFIED
PETROLEUM GAS

Section 2.6. (a) (1) (i) is corrected by deleting therefrom the three figures "8.0" which are in the column headed by the caption "Loaded into containers of 10 gallons or less (cents per gallon)" and which figures are applicable, respectively, to Darien, Greenwich and Wilton.

Issued this 1st day of December 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-18278; Filed, Dec. 1, 1944;
11:40 a. m.]

¹ 9 F.R. 13522.

PART 1384—HARDWOOD LUMBER PRODUCTS
[MPR 568]

HARDWOOD PLYWOOD

In the judgment of the Price Administrator, the maximum prices established by this regulation are and will be generally fair and equitable and will effectuate the purposes of the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328. A statement of the considerations involved in the issuance of this regulation has been issued simultaneously herewith and has been filed with the Division of the Federal Register.* Such specifications and standards as are used in the regulation were, prior to such use, in general use in the industry affected and were required by other government agencies.

Sec.

1. Prices higher than ceiling prohibited.
2. Coverage of the regulation.
3. Maximum f. o. b. mill prices; manufacturers' direct-mill sales.
4. Discounts and concessions.
5. Transportation charges on direct-mill sales.
6. Maximum prices for sales other than manufacturers' direct-mill sales.
7. Invoicing.
8. Records and reports.
9. Petitions for amendment and adjustment.
10. Adjustable pricing.
11. Prohibited practices.
12. Enforcement.
13. Licensing.
14. Relation to other regulations.
15. Geographical applicability.
16. Zones and price tables.

AUTHORITY: § 1384-203, issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E. O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681.

SECTION 1. Prices higher than ceiling prohibited. (a) On and after December 6, 1944, regardless of any contract or other obligation, no person shall sell or deliver, and no person shall buy or receive, any hardwood plywood at prices higher than the maximum prices fixed by this regulation, and no person shall agree, offer, or attempt to do any of these things.

(b) Prices lower than the maximum prices may, of course, be charged and paid.

SEC. 2. Coverage of the regulation—(a) Products covered. For the purpose of this regulation, "Hardwood Plywood" means any flat or bandsawn assembly of veneer or veneer and lumber core; also any assembly of fiberboard, paper, pulpwood, or any other material, in which at least one ply is of any hardwood species of veneer.

Plywood manufactured to specifications lower than CS-35-42 is not covered by this regulation but is still covered by the General Maximum Price Regulation.

The specifications referred to in this regulation may be obtained from the following sources:

Commercial Standards CS 35-42 from the Superintendent of Documents, Washington, D. C. Price 10 cents. Army-Navy Aeronautical Specification AN-NW-P511b from the Bureau of Aeronautics, Navy Dept., Washington, D. C. or Army Air Forces Materiel Center, Wright Field, Dayton, Ohio. Signal Corps Specification No. 72-48, from the Philadelphia Signal Corps Procurement District, Philadelphia, Pa., (no charge). Bureau of Ships Specification and Interim No. 39P16 (Int.), from the Bureau of Ships, Navy Department, Washington 25, D. C. (no charge). U. S. Army Specification 82-17 from Army Service Forces, Office of Chief of Engineers, Washington 25, D. C.

(b) *Persons covered.* This regulation covers every person who buys or sells hardwood plywood.*

(c) *Transactions covered.* This regulation applies to all sales or purchases of hardwood plywood.

(1) *Direct-mill sale.* A "Direct-mill sale" is a sale in which the shipment of plywood originates at a plywood mill no matter who the seller is, and no matter whether he usually is known as a mill operator, wholesaler, retailer, distributor, or anything else. A shipment is regarded as originating at a mill if the plywood reaches the purchaser without becoming an integral part of the stock of a distribution warehouse or yard. For example, if a distribution warehouse takes an order from a furniture factory, and then obtains the plywood from a mill, puts it in the warehouse, and delivers it as needed, the sale is a direct-mill sale since the plywood never became an integral part of the stock of the warehouse.

(2) *Plywood distribution plant sale.* A "plywood distribution plant sale" is any sale by a plywood distribution plant of hardwood plywood in its regular stock at the time of sale.

A "plywood distribution plant" is a wholesale or retail warehouse or yard which does not process plywood from veneer or logs and which (a) during any one of the three immediately preceding calendar years received from sales of plywood of all species (both hardwood and softwood) more than 20 percent of its total dollar income from all sales or, (b) which in the immediately preceding calendar year received a majority by volume of its hardwood plywood on direct-mill shipments.

(3) *Retail sales.* A retail sale is any sale of less than 1,000 square feet of hardwood plywood to the ultimate consumer which is neither a "direct-mill sale" nor a "plywood distribution plant sale."

For the purpose of this provision the size of the sale is determined by the total quantity involved in the transaction without regard to whether it is broken up into smaller orders or deliveries. The amount delivered at a particular time does not determine the order quantity. For example, if the buyer and seller at the time the sale is negotiated know that the quantity to be bought is 2,000 feet the

sale is one for 2,000 feet even though it may be split into four orders of 500 feet each or requisitioned in quantities of 500 feet. This is true even though the deliveries may be made on different days.

(4) *All other sales.* "All other sales" includes every sale of hardwood plywood which is not a "direct-mill sale" or a "plywood distribution plant sale" or a "retail sale," as defined above.

(5) *Sales by new sellers who receive plywood from mills.* In order to prevent violations of this regulation by unnecessary routing of hardwood plywood through distribution plants, or other outlets entitled to add a mark-up, no new seller who receives all or part of his stock of hardwood plywood direct from a mill may sell at prices higher than the direct-mill maximum prices until he applies to the Office of Price Administration for classification as a distributor. Such application shall be mailed to the Office of Price Administration, Lumber Branch, Washington 25, D. C.

(1) *What the application must contain:*

1. General description of the applicant's business.
2. Location of the applicant's warehouse or yard.
3. Types of plywood he expects to carry and sources of supply.
4. Type of business and location of his hardwood plywood customers.
5. The nature of any joint ownership or joint control with manufacturers or distributors of hardwood-plywood.
6. Whether the applicant requests classification as a distribution plant or as a retailer and the reasons for his request.

(ii) *Approval.* The Administrator shall determine the classification of the applicant and so advise him by letter order. From the date of filing his application until he receives such order, the applicant may by agreement with the purchaser sell at prices to be adjusted in accordance with the classifications which shall be established for him by the Administrator.

(d) *Exemptions.* (1) Sales and deliveries, under a contract with the United States or any agency thereof or with any government or agency thereof the defense of which the President deems vital to the defense of the United States or a subcontract under any such contract, of component parts and sub-assemblies which have been machined or fabricated for:

(i) Aircraft, ammunition, armored trains, artillery, balloon barrage equipment, bombs, bomb sights, caissons, fire control equipment, gas masks, grenades, gun sights, military bridges, mines, mortars, projectiles, pyrotechnics, small arms, ships and boats, and torpedoes;

(ii) Amphibians, armored vehicles, automobiles, tanks, trailers and trucks when sold for military purposes;

but not including raw or unfinished materials which are in such form as to permit their use in the manufacture of other than the above, under (i) and (ii).

*Copies may be obtained from the Office of Price Administration.

(2) Purchases and sales of mahogany plywood under a contract with the United States or any agency thereof or with any government or agency thereof, the defense of which the President deems vital to the defense of the United States or a subcontract under any such contract. Sales of mahogany plywood to any other class of purchaser are subject to this regulation.

Sec. 3. *Maximum f. o. b. mill prices; direct-mill sales*—(a) *Manufactured to Spec. CS-35-42 or 82-17 § B-1b.* The manufacturers' maximum f. o. b. mill prices for hardwood plywood manufactured to specification CS-35-42 or 82-17 § B-1b, on direct-mill shipments, shall be the prices set forth in the tables in section 16.

(b) *Manufactured to other specification.* Special price approvals on plywood not covered by the tables and/or plywood manufactured outside the zones specified in section 16, must be initially applied for only on a bona fide order or inquiry. Such price will be approved only for sales of plywood of exactly the same specifications, to the same buyer and for the same purpose. Otherwise a new application must be made. All applications for price approval under section 3 (b) must be made only by the producing mill by letter, in duplicate, and must include, in addition to the other information required, a true copy of the order or definite inquiry. All letters of request for maximum price must be numbered in series, beginning with No. 1. Subsequent applications for price on exactly the same item must carry the same serial number with the additions of the letters a, b, c, etc.

The following additional information is also required:

(1) For plywood manufactured according to Spec. AN-NN-P-511b, 72-48, 39P15 (Int.), or 82-17 §§ B-1e and B-1d, Marine and Hutment grades, the application will be considered only on sales or quotations to the United States or any agency thereof, or to any government or agency thereof, the defense of which the President deems vital to the defense of the United States, or on a subcontract under any such contract.

(i) Complete and exact specifications of the item and the requested price.

(ii) Detailed build-up of the requested price.

(iii) Price at which same item was last sold and the date; or all details of the latest sale of an item of same specification number and number of plies, and of as nearly the same thickness, size and species as item to be priced.

In either case show a detailed build-up of the price shown.

(iv) The price at which any comparable hardwood plywood item priced in the tables in section 16 was sold in March 1942, and full description.

(2) For plywood which is not covered in the tables given in section 16, or in (1) above, the application must contain the following:

(i) A statement from the customer showing that this particular item of plywood which is not priced in the tables in section 16 must be used for his purposes,

stating the proposed use and, if the item was made in or before March 1942, showing by invoice or otherwise that he bought that item in or before March 1942.

(ii) Description of plywood to be priced, including panel thickness, number of plies, species and grade of face and back, any special figure or matching, kind and formula of glue and glue test required, any special construction, sanding, size and specification number.

(iii) Requested price.

(iv) Detailed build-up of the requested price, and a detailed build-up of the price of the nearest comparable item in the tables in section 16.

(v) Explanation of the difference in the prices between the items covered in (iv) above.

No person may sell or offer to sell hardwood plywood for direct-mill shipment under section 3 (b) unless the manufacturer submits his application, with the required information, in duplicate to the Lumber Branch of the Office of Price Administration, Washington 25, D. C., within 15 days thereafter.

As soon as the application (containing all the information and enclosures required) is filed, the manufacturer may use the requested price as a tentative maximum price, but all quotations, contracts, and invoices must notify the buyer clearly that the price is subject to approval by the Office of Price Administration. If the requested price is lowered by the Office of Price Administration within thirty days of receipt of the application, the seller must within ten days of notification refund the difference to the buyer, if he has made any collections, and revise any outstanding invoices, quotations, or contracts.

If the Office of Price Administration does not act within thirty days, either by approving or revising the requested price or requesting further information, the requested price shall be deemed approved only for the specific order or inquiry.

(c) *Addition for storage in transit.* When a distribution warehouse or yard sells plywood that it does not already have in stock, and then, instead of shipping it directly from the mill to the buyer, stores it in its warehouse or yard and delivers it to the buyer as he calls for it, in quantities less than the total order, the distributor may add \$3.00 per 1,000 square feet to the maximum price of so much of the plywood as is actually stored. (Note that the sale is still a "direct-mill sale".)

This addition may not be made when the distributor merely reloads plywood at the warehouse or yard or handles and stores it no more than is necessary in a normal case where the distributor receives a mill shipment, reloads it and delivers it to the buyer.

Sec. 4. *Discounts and concessions.* In any direct-mill sale by a manufacturer, the same trade, cash or service discounts or concessions must be given a purchaser of the same class as were given in March 1942.

Sec. 5. *Transportation charges on direct-mill sales.* Where practicable to use

actual freight, the maximum delivered price on direct-mill sales shall be a price no higher than the maximum f. o. b. mill price plus the actual transportation charges paid to a common or contract carrier for transportation directly from the mill to the point of delivery required by the purchaser, except that pre-rail trucking costs must be absorbed by the seller. In shipment by private truck to destination, actual costs may be charged, but not to exceed carload rail freight charge from the seller's nearest rail shipping point to destination.

In any case, it is permissible to quote and charge delivered prices based on rail rate times the estimated weight evened out to the nearest quarter dollar per M'SM. The estimated weight shall be 200 lbs., per M'SM for each $\frac{1}{16}$ " panel thickness.

Sec. 6. *Maximum prices for sales other than direct-mill sales*—(a) *Plywood distribution plant sales.* (1) The maximum price, f. o. b. plywood distribution plant, for plywood distribution plant sales of any single specification (species, grade, size and any other specification) of hardwood plywood is the sum of the following three items.

(i) The maximum carload f. o. b. mill price for direct-mill sales in the area specified as follows for each species:

Species	Zone for which f. o. b. mill price is to be used in calculating prices for all distribution plant sales
Basswood	Zone 9
Birch	Zone 3
Cedar	Zone 3
Elm, Northern	Zone 9
Gum and "other Southern hardwoods"	Zone 1
Gum, sweet red, sliced quartered	Zone 3
Mahogany	Zone 3
Maple, Northern	Zone 3
Maple, Ohio Valley	Zone 2
Maple, Southern	Zone 1
Oak, Northern and Ohio Valley, R. C.	Zone 9
Oak, Northern and Ohio Valley, Sliced or Sawn	Zone 3
Oak, Southern, R. C.	Zone 1
Pine, Knotty	Zone 3
Poplar, Yellow, R. C.	Zone 1
Sycamore, Sliced Quartered	Zone 2
Walnut	Zone 3

(ii) Inbound freight:

(a) Of one dollar (\$1.00) per hundred-weight on all species to warehouses located in the States of Arizona, California, Colorado, Idaho, Montana, Nevada, New Mexico, Oregon, Utah, Washington and Wyoming.

(b) Of fifty cents (\$0.50) per hundred-weight on all species to warehouses located in all other states and the District of Columbia.

(iii) A mark-up of 25 percent on the sum of items (i) and (ii) if the sale, including this mark-up, involves at least \$200.00 for hardwood plywood, or a mark-up of 35 percent if the sale, figured with the 25 percent mark-up would involve less than \$200.00 for hardwood plywood. The resulting price may be rounded out to the nearest five cents per thousand square feet.

(2) *Delivery charges on "distribution plant sales".* If the buyer requests delivery within a free delivery zone which the seller recognized during March 1942, the distribution plant cannot charge for making the delivery. However, if the distribution plant did not offer free delivery in March 1942, or if the buyer requests delivery outside the recognized free delivery zone, the following rules apply:

(i) When delivery is by truck owned or controlled by the seller, the actual cost of delivery may be added, except that in no case may this addition exceed 80 per cent of the common carrier truck charges for the same shipment.

(ii) When delivery is by common or contract carrier, the actual cost of delivery may be added.

(b) *Retail sales.* (1) The maximum price, f. o. b. yard for retail sales of hardwood plywood is the sum of items (i) and (ii) under section 6 (a) plus a mark-up of 75 per cent. The resulting price may be rounded out to the nearest five cents per thousand square feet.

(2) *Delivery charges on "retail sales".* The same rules with regard to delivery charges shall apply to "retail sales" as are provided in section 6 (a) (2) for delivery charges on "plywood distribution plant sales".

(c) *All other sales.* (1) The maximum price f. o. b. yard for plant for any hardwood plywood on a sale which is neither a "direct-mill sale", nor a "plywood distribution plant sale", nor a "retail sale" is the same as for a "plywood distribution plant sale" under section 6 (a) (1).

(2) *Delivery charges on "all other sales" of hardwood plywood.* The same rules with regard to delivery charges shall apply to "all other sales" as are provided in section 6 (a) (2) for delivery charges on "plywood distribution plant sales".

(d) *Mill tie-ups.* On and after 30 days after effective date of this regulation no mark-ups above the manufacturer's ceiling may be made by any distribution outlet owned or controlled by a manufacturer, or owning or controlling a manufacturer, or under common control with a manufacturer, whether partial or otherwise, unless the distribution outlet has filed with the Lumber Branch, Office of Price Administration, Washington 25, D. C., a description of its relations with the manufacturer, and a statement of the volume of hardwood plywood made by that manufacturer which was handled by this distribution outlet in 1943.

SEC. 7. Invoicing. An invoice must be rendered in all sales. All invoices must contain a sufficiently complete description as to quantity, grade and governing specifications of the plywood, to show whether the price charged is proper or not. The amount added for transportation must be shown separately in the invoice. For items priced by the special pricing methods the manufacturer's OPA maximum price application number for each item must also be shown.

SEC. 8. Records and reports—(a) Records to be kept. Each manufacturer shall keep records showing the following:

(1) The work sheets and accompanying supporting data used in computing each special item price application under Sec. 3 (b), together with the price approval covering it.

(2) Copies of invoices covering all sales made under this regulation.

These records must be retained for at least two years or the duration of the Emergency Price Control Act of 1942, as amended, whichever is the shorter period.

(b) *Reports.* All plywood distribution plants as defined in Sec. 2 (c) (2) shall report to the Lumber Branch, Office of Price Administration, Washington 25, D. C., all their receipts of hardwood plywood for each three-month period commencing (the first of the month after the date of issuance of this regulation). The report shall include the following:

- (1) Date of receipt.
- (2) Species.
- (3) Quantity (Footage surface measure of each species).
- (4) Point of origin of shipment.
- (5) Freight rate.
- (6) Whether shipped on a carload rate or an l. c. l. rate.

SEC. 9. Petitions for amendment and adjustment. (a) Any person seeking an amendment of any provision of this regulation may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1,² issued by the Office of Price Administration.

(b) See Procedural Regulation No. 6,³ for adjustment provisions on certain Government contracts or subcontracts.

SEC. 10. Adjustable pricing. Any person may agree to sell at a price which can be increased up to the maximum price in effect at the time of delivery; but no person may, unless authorized by the Office of Price Administration, deliver or agree to deliver at prices to be adjusted upward in accordance with action taken by the Office of Price Administration after delivery. Such authorization may be given when a request for a change in the applicable maximum price is pending, but only if the authorization is necessary to promote distribution or production and if it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended. The authorization may be given by the Administrator or by any official of the Office of Price Administration to whom authority to grant such authorization has been delegated. The authorization will be given by order, except that it may be given by letter or telegram when the contemplated revision will be the granting of an individual application for adjustment.

SEC. 11. Prohibited practices. Any practice which is a device to get the effect of a higher-than-ceiling price is as much a violation of this regulation as an out-

right over-ceiling price. This applies to changes in credit practices and cash discounts and to devices making use of commissions, services, transportation arrangements, premiums, special privileges, tying-in agreements, trade understandings, unnecessary routing through distribution outlets, and the like. Regardless of what it may be called, plywood must be manufactured to meet the grade and quality requirements of the specifications under which it is priced. Shipment of plywood which does not meet the specifications on which it is priced is a violation of this regulation. Also, plywood may not be priced in combinations of several items; each item must be priced individually at its applicable maximum price.

SEC. 12. Enforcement. Persons violating any provision of this regulation are subject to the criminal penalties, civil enforcement actions, suits for treble damages, and proceedings for suspension of licenses provided for by the Emergency Price Control Act of 1942, as amended.

SEC. 13. Licensing. The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation. A seller's license may be suspended for violations of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 14. Relation to other regulations—(a) General Maximum Price Regulation. Any sale or delivery covered by this regulation is not subject to the General Maximum Price Regulation.

(b) *Second Revised Maximum Export Price Regulation.* The maximum prices for export sales of products covered by this regulation are governed by the Second Revised Maximum Export Price Regulation.

SEC. 15. Geographical applicability. This regulation applies in the 43 states and the District of Columbia.

SEC. 16. Zones and price tables. (a) The following are the zones for the purpose of this regulation:

Zone 1: Alabama, Arkansas, Florida,⁴ Georgia, Louisiana, Mississippi, North Carolina and South Carolina.

Zone 2: Delaware, Illinois, Indiana, Kentucky, Maryland, Missouri, New Jersey, Ohio, Pennsylvania, Tennessee, Virginia, West Virginia.

Zone 3: Connecticut, Maine, Massachusetts, Michigan, Minnesota, New Hampshire, New York, Rhode Island, Vermont and Wisconsin.

(b) *Maximum prices.* The maximum prices f. o. b. mill per 1,000 surface feet for hardwood plywood manufactured to Spec. CS-35-42 and 82-17 § B-1b., shall be as follows:

² 9 F.R. 1385, 5163, 6106, 8159, 10193, 11274.

³ 8 F.R. 4132, 5337, 7632, 9333, 15193; 9 F.R. 1030, 5923, 7201, 9335, 11273.

⁴ 9 F.R. 10476.

⁵ 9 F.R. 10628.

TABLE 2—HARDWOOD PANELS. $\frac{1}{2}$ —3 PLY CONSTRUCTION, MANUFACTURED IN ZONE 2
[Type 3 glue; rotary cut veneer cores of species at option of manufacturer; species of select (grade 3) backs only at option of manufacturer; sanding as indicated; widths up to 36"]

Species	Description	Grade per CS3-12	Drum sand- ing	Color or figure	Lengths				
					Up to 48"	Over 48" to 60"	Over 60" to 72"	Over 72" to 84"	Over 84" to 96"
Birch.....	Rotary.....	A-3	SIS	Selected color.....	\$140.75	\$150.75	\$160.00	\$165.50	\$178.75
		A-3	SIS	Unselected color.....	180.00	190.25	195.50	205.75	218.00
		A-3	SIS	Unselected color.....	183.50	193.75	199.00	209.25	221.50
Cedar, aromatic red.....	Sliced or sawn.....	A-3	SIS	Selected color (red or white).....	123.50	133.75	139.00	149.25	161.50
		A-3	SIS	Unselected color.....	127.00	137.25	142.50	152.75	165.00
Gum, sweet or black.....	Rotary.....	A-3	SIS	Selected color (red or white).....	203.00	213.25	218.50	228.75	241.00
		A-3	SIS	Unselected color.....	211.50	221.75	227.00	237.25	249.50
		A-3	SIS	Unselected color.....	215.00	225.25	230.50	240.75	253.00
Gum, sweet red.....	Sliced qtd.....	A-3	SIS	Medium.....	181.50	191.75	197.00	207.25	219.50
		A-3	SIS	Good.....	185.00	195.25	200.50	210.75	223.00
		A-3	SIS	Good.....	188.50	198.75	204.00	214.25	226.50
		A-3	SIS	Good.....	192.00	202.25	207.50	217.75	230.00
		A-3	SIS	Good.....	195.50	205.75	211.00	221.25	233.50
		A-3	SIS	Good.....	199.00	209.25	214.50	224.75	237.00
		A-3	SIS	Good.....	202.50	212.75	218.00	228.25	240.50
		A-3	SIS	Good.....	206.00	216.25	221.50	231.75	244.00
		A-3	SIS	Good.....	209.50	219.75	225.00	235.25	247.50
		A-3	SIS	Good.....	213.00	223.25	228.50	238.75	251.00
		A-3	SIS	Good.....	216.50	226.75	232.00	242.25	254.50
		A-3	SIS	Good.....	220.00	230.25	235.50	245.75	258.00
		A-3	SIS	Good.....	223.50	233.75	239.00	249.25	261.50
		A-3	SIS	Good.....	227.00	237.25	242.50	252.75	265.00
		A-3	SIS	Good.....	230.50	240.75	246.00	256.25	268.50
		A-3	SIS	Good.....	234.00	244.25	249.50	259.75	272.00
		A-3	SIS	Good.....	237.50	247.75	253.00	263.25	275.50
		A-3	SIS	Good.....	241.00	251.25	256.50	266.75	279.00
		A-3	SIS	Good.....	244.50	254.75	260.00	270.25	282.50
		A-3	SIS	Good.....	248.00	258.25	263.50	273.75	286.00
		A-3	SIS	Good.....	251.50	261.75	267.00	277.25	289.50
		A-3	SIS	Good.....	255.00	265.25	270.50	280.75	293.00
		A-3	SIS	Good.....	258.50	268.75	274.00	284.25	296.50
		A-3	SIS	Good.....	262.00	272.25	277.50	287.75	300.00
		A-3	SIS	Good.....	265.50	275.75	281.00	291.25	303.50
		A-3	SIS	Good.....	269.00	279.25	284.50	294.75	307.00
		A-3	SIS	Good.....	272.50	282.75	288.00	298.25	310.50
		A-3	SIS	Good.....	276.00	286.25	291.50	301.75	314.00
		A-3	SIS	Good.....	279.50	289.75	295.00	305.25	317.50
		A-3	SIS	Good.....	283.00	293.25	298.50	308.75	321.00
		A-3	SIS	Good.....	286.50	296.75	302.00	312.25	324.50
		A-3	SIS	Good.....	290.00	300.25	305.50	315.75	328.00
		A-3	SIS	Good.....	293.50	303.75	309.00	319.25	331.50
		A-3	SIS	Good.....	297.00	307.25	312.50	322.75	335.00
		A-3	SIS	Good.....	300.50	310.75	316.00	326.25	338.50
		A-3	SIS	Good.....	304.00	314.25	319.50	330.75	342.00
		A-3	SIS	Good.....	307.50	317.75	323.00	334.25	345.50
		A-3	SIS	Good.....	311.00	321.25	326.50	338.75	349.00
		A-3	SIS	Good.....	314.50	324.75	330.00	342.25	352.50
		A-3	SIS	Good.....	318.00	328.25	333.50	346.75	356.00
		A-3	SIS	Good.....	321.50	331.75	337.00	350.25	359.50
		A-3	SIS	Good.....	325.00	335.25	340.50	354.75	363.00
		A-3	SIS	Good.....	328.50	338.75	344.00	359.25	366.50
		A-3	SIS	Good.....	332.00	342.25	347.50	363.75	370.00
		A-3	SIS	Good.....	335.50	345.75	351.00	368.25	373.50
		A-3	SIS	Good.....	339.00	349.25	354.50	372.75	377.00
		A-3	SIS	Good.....	342.50	352.75	358.00	377.25	380.50
		A-3	SIS	Good.....	346.00	356.25	361.50	381.75	384.00
		A-3	SIS	Good.....	349.50	359.75	365.00	386.25	387.50
		A-3	SIS	Good.....	353.00	363.25	369.00	390.75	391.00
		A-3	SIS	Good.....	356.50	366.75	372.50	395.25	394.50
		A-3	SIS	Good.....	360.00	370.25	376.00	399.75	398.00
		A-3	SIS	Good.....	363.50	373.75	379.50	404.25	401.50
		A-3	SIS	Good.....	367.00	377.25	383.00	408.75	405.00
		A-3	SIS	Good.....	370.50	380.75	386.50	413.25	408.50
		A-3	SIS	Good.....	374.00	384.25	390.00	417.75	412.00
		A-3	SIS	Good.....	377.50	387.75	393.50	422.25	415.50
		A-3	SIS	Good.....	381.00	391.25	397.00	426.75	419.00
		A-3	SIS	Good.....	384.50	394.75	400.50	431.25	422.50
		A-3	SIS	Good.....	388.00	398.25	404.00	435.75	426.00
		A-3	SIS	Good.....	391.50	401.75	407.50	440.25	429.50
		A-3	SIS	Good.....	395.00	405.25	411.00	444.75	433.00
		A-3	SIS	Good.....	398.50	408.75	414.50	449.25	436.50
		A-3	SIS	Good.....	402.00	412.25	418.00	453.75	440.00
		A-3	SIS	Good.....	405.50	415.75	421.50	458.25	443.50
		A-3	SIS	Good.....	409.00	419.25	425.00	462.75	447.00
		A-3	SIS	Good.....	412.50	422.75	428.50	467.25	450.50
		A-3	SIS	Good.....	416.00	426.25	432.00	471.75	454.00
		A-3	SIS	Good.....	419.50	429.75	435.50	476.25	457.50
		A-3	SIS	Good.....	423.00	433.25	439.00	480.75	461.00
		A-3	SIS	Good.....	426.50	436.75	442.50	485.25	464.50
		A-3	SIS	Good.....	430.00	440.25	446.00	489.75	468.00
		A-3	SIS	Good.....	433.50	443.75	449.50	494.25	471.50
		A-3	SIS	Good.....	437.00	447.25	453.00	498.75	475.00
		A-3	SIS	Good.....	440.50	450.75	456.50	503.25	478.50
		A-3	SIS	Good.....	444.00	454.25	460.00	507.75	482.00
		A-3	SIS	Good.....	447.50	457.75	463.50	512.25	485.50
		A-3	SIS	Good.....	451.00	461.25	467.00	516.75	489.00
		A-3	SIS	Good.....	454.50	464.75	470.50	521.25	492.50
		A-3	SIS	Good.....	458.00	468.25	474.00	525.75	496.00
		A-3	SIS	Good.....	461.50	471.75	477.50	530.25	499.50
		A-3	SIS	Good.....	465.00	475.25	481.00	534.75	503.00
		A-3	SIS	Good.....	468.50	478.75	484.50	539.25	506.50
		A-3	SIS	Good.....	472.00	482.25	488.00	543.75	510.00
		A-3	SIS	Good.....	475.50	485.75	491.50	548.25	513.50
		A-3	SIS	Good.....	479.00	489.25	495.00	552.75	517.00
		A-3	SIS	Good.....	482.50	492.75	498.50	557.25	520.50
		A-3	SIS	Good.....	486.00	496.25	502.00	561.75	524.00
		A-3	SIS	Good.....	489.50	499.75	505.50	566.25	527.50
		A-3	SIS	Good.....	493.00	503.25	509.00	570.75	531.00
		A-3	SIS	Good.....	496.50	506.75	512.50	575.25	534.50
		A-3	SIS	Good.....	500.00	510.25	516.00	579.75	538.00
		A-3	SIS	Good.....	503.50	513.75	519.50	584.25	541.50
		A-3	SIS	Good.....	507.00	517.25	523.00	588.75	545.00
		A-3	SIS	Good.....	510.50	520.75	526.50	593.25	548.50
		A-3	SIS	Good.....	514.00	524.25	530.00	597.75	552.00
		A-3	SIS	Good.....	517.50	527.75	533.50	602.25	555.50
		A-3	SIS	Good.....	521.00	531.25	537.00	606.75	559.00
		A-3	SIS	Good.....	524.50	534.75	540.50	611.25	562.50
		A-3	SIS	Good.....	528.00	538.25	544.00	615.75	566.00
		A-3	SIS	Good.....	531.50	541.75	547.50	620.25	569.50
		A-3	SIS	Good.....	535.00	545.25	551.00	624.75	573.00
		A-3	SIS	Good.....	538.50	548.75	554.50	629.25	576.50
		A-3	SIS	Good.....	542.00	552.25	558.00	633.75	580.00
		A-3	SIS	Good.....	545.50	555.75	561.50	638.25	583.50
		A-3	SIS	Good.....	549.00	559.25	565.00	642.75	587.00
		A-3	SIS	Good.....	552.50	562.75	568.50	647.25	590.50
		A-3	SIS	Good.....	556.00	566.25	572.00	651.75	594.00
		A-3	SIS	Good.....	559.50	569.75	575.50	656.25	597.50
		A-3	SIS	Good.....	563.00	573.25	579.00	660.75	601.00
		A-3	SIS	Good.....	566.50	576.75	582.50	665.25	604.50
		A-3	SIS	Good.....	570.00	580.25	586.00	669.75	608.00
		A-3	SIS	Good.....	573.50	583.75	589.50	674.25	611.50
		A-3	SIS	Good.....	577.00	587.25	593.00	678.75	615.00
		A-3	SIS	Good.....	580.50	590.75	596.50	683.25	618.50
		A-3	SIS	Good.....	584.00	594.25	600.00	687.75	622.00
		A-3	SIS	Good.....	587.50	597.75	603.50	692.25	625.50
		A-3	SIS	Good.....	591.00	601.25	607.00	696.75	629.00
		A-3	SIS	Good.....	594.50	604.75	610.50	701.25	632.50
		A-3	SIS	Good.....	598.00	608.25	614.00	705.75	636.00
		A-3	SIS	Good.....	601.50	611.75	617.50	710.25	639.50
		A-3	SIS	Good.....	605.00	615.25	621.00	714.75	643.00
		A-3	SIS	Good.....	608.50	618.75	624.50	719.25	646.50
		A-3	SIS	Good.....	612.00	622.25	628.00	723.75	650.00
		A-3	SIS	Good.....	615.50	625.75	631.50	728.25	65

TABLE 4—DIFFERENTIALS FOR ARRIVING AT PRICES FOR CONSTRUCTIONS OTHER THAN PRICED IN TABLES 1, 2, AND 3

	Zone 1	Zone 2	Zone 3
A. Other thicknesses than 1/4", in 3-ply veneer core construction			
For thicknesses over 1/4", per 1/4" or fraction thereof, add to 1/4" 3 ply price:			
For slices 48" and under in length.....	\$11.00	\$13.50	\$17.00
For slices over 48" in length.....	11.00	13.50	20.00
For thicknesses under 1/4", per 1/4" or fraction thereof, subtract from 1/4" price.....	6.75	6.75	6.75
B. Piles other than 3-ply, in 1/4" thickness, veneer core construction			
For veneer core panels of more than 3 piles add to 1/4" 3 ply veneer core price for each 2 piles over 3 piles.....	11.00	20.50	23.50
C. For thickness other than 1/4" in piles other than 3-ply, combine A and B above			
D. Sanding			
For drum-sanding, add or subtract, as necessary, per side.....	1.75	2.50	2.10
E. Glues other than type 3			
For glues other than type 3, add to price determined from other tables the amount given for the glue desired, per each single glue line:			
For type 2, Spec. OS 35-42.....	3.50	3.50	5.50
For type 1, Spec. OS 35-42.....	6.50	6.50	7.50
For phenolic.....	7.50	7.50	7.50
For toxic fungus-resistant treatment added to the glue line, add, per single glue line (this toxic treatment to be performed according to Spec. 100-14A and 33P103).....	.75	.75	.75
F. Lumber cores instead of veneer cores			
For lumber core panels, core species at option of seller, edge-glued from pieces 3/4" wide, minimum, add prices as follows:			
For cores added to price for 1/4" 3-ply veneer core panels in Tables 1, 2, and 3:			
Lengths up to 48":.....	167.00	167.00	171.25
Lengths over 48":.....	167.00	167.00	171.25
Panel thicknesses:			
Up to 1/4":.....	167.00	167.00	171.25
1/4" to 1/2":.....	167.00	167.00	171.25
1/2" to 3/4":.....	167.00	167.00	171.25
3/4" to 1":.....	167.00	167.00	171.25
1" to 1 1/4":.....	167.00	167.00	171.25
1 1/4" to 1 1/2":.....	167.00	167.00	171.25
1 1/2" to 1 3/4":.....	167.00	167.00	171.25
1 3/4" to 2":.....	167.00	167.00	171.25
2" to 2 1/4":.....	167.00	167.00	171.25
2 1/4" to 2 1/2":.....	167.00	167.00	171.25
2 1/2" to 2 3/4":.....	167.00	167.00	171.25
2 3/4" to 3":.....	167.00	167.00	171.25
3" to 3 1/4":.....	167.00	167.00	171.25
3 1/4" to 3 1/2":.....	167.00	167.00	171.25
3 1/2" to 3 3/4":.....	167.00	167.00	171.25
3 3/4" to 4":.....	167.00	167.00	171.25
4" to 4 1/4":.....	167.00	167.00	171.25
4 1/4" to 4 1/2":.....	167.00	167.00	171.25
4 1/2" to 4 3/4":.....	167.00	167.00	171.25
4 3/4" to 5":.....	167.00	167.00	171.25
5" to 5 1/4":.....	167.00	167.00	171.25
5 1/4" to 5 1/2":.....	167.00	167.00	171.25
5 1/2" to 5 3/4":.....	167.00	167.00	171.25
5 3/4" to 6":.....	167.00	167.00	171.25
6" to 6 1/4":.....	167.00	167.00	171.25
6 1/4" to 6 1/2":.....	167.00	167.00	171.25
6 1/2" to 6 3/4":.....	167.00	167.00	171.25
6 3/4" to 7":.....	167.00	167.00	171.25
7" to 7 1/4":.....	167.00	167.00	171.25
7 1/4" to 7 1/2":.....	167.00	167.00	171.25
7 1/2" to 7 3/4":.....	167.00	167.00	171.25
7 3/4" to 8":.....	167.00	167.00	171.25
8" to 8 1/4":.....	167.00	167.00	171.25
8 1/4" to 8 1/2":.....	167.00	167.00	171.25
8 1/2" to 8 3/4":.....	167.00	167.00	171.25
8 3/4" to 9":.....	167.00	167.00	171.25
9" to 9 1/4":.....	167.00	167.00	171.25
9 1/4" to 9 1/2":.....	167.00	167.00	171.25
9 1/2" to 9 3/4":.....	167.00	167.00	171.25
9 3/4" to 10":.....	167.00	167.00	171.25
10" to 10 1/4":.....	167.00	167.00	171.25
10 1/4" to 10 1/2":.....	167.00	167.00	171.25
10 1/2" to 10 3/4":.....	167.00	167.00	171.25
10 3/4" to 11":.....	167.00	167.00	171.25
11" to 11 1/4":.....	167.00	167.00	171.25
11 1/4" to 11 1/2":.....	167.00	167.00	171.25
11 1/2" to 11 3/4":.....	167.00	167.00	171.25
11 3/4" to 12":.....	167.00	167.00	171.25
12" to 12 1/4":.....	167.00	167.00	171.25
12 1/4" to 12 1/2":.....	167.00	167.00	171.25
12 1/2" to 12 3/4":.....	167.00	167.00	171.25
12 3/4" to 13":.....	167.00	167.00	171.25
13" to 13 1/4":.....	167.00	167.00	171.25
13 1/4" to 13 1/2":.....	167.00	167.00	171.25
13 1/2" to 13 3/4":.....	167.00	167.00	171.25
13 3/4" to 14":.....	167.00	167.00	171.25
14" to 14 1/4":.....	167.00	167.00	171.25
14 1/4" to 14 1/2":.....	167.00	167.00	171.25
14 1/2" to 14 3/4":.....	167.00	167.00	171.25
14 3/4" to 15":.....	167.00	167.00	171.25
15" to 15 1/4":.....	167.00	167.00	171.25
15 1/4" to 15 1/2":.....	167.00	167.00	171.25
15 1/2" to 15 3/4":.....	167.00	167.00	171.25
15 3/4" to 16":.....	167.00	167.00	171.25
16" to 16 1/4":.....	167.00	167.00	171.25
16 1/4" to 16 1/2":.....	167.00	167.00	171.25
16 1/2" to 16 3/4":.....	167.00	167.00	171.25
16 3/4" to 17":.....	167.00	167.00	171.25
17" to 17 1/4":.....	167.00	167.00	171.25
17 1/4" to 17 1/2":.....	167.00	167.00	171.25
17 1/2" to 17 3/4":.....	167.00	167.00	171.25
17 3/4" to 18":.....	167.00	167.00	171.25
18" to 18 1/4":.....	167.00	167.00	171.25
18 1/4" to 18 1/2":.....	167.00	167.00	171.25
18 1/2" to 18 3/4":.....	167.00	167.00	171.25
18 3/4" to 19":.....	167.00	167.00	171.25
19" to 19 1/4":.....	167.00	167.00	171.25
19 1/4" to 19 1/2":.....	167.00	167.00	171.25
19 1/2" to 19 3/4":.....	167.00	167.00	171.25
19 3/4" to 20":.....	167.00	167.00	171.25
20" to 20 1/4":.....	167.00	167.00	171.25
20 1/4" to 20 1/2":.....	167.00	167.00	171.25
20 1/2" to 20 3/4":.....	167.00	167.00	171.25
20 3/4" to 21":.....	167.00	167.00	171.25
21" to 21 1/4":.....	167.00	167.00	171.25
21 1/4" to 21 1/2":.....	167.00	167.00	171.25
21 1/2" to 21 3/4":.....	167.00	167.00	171.25
21 3/4" to 22":.....	167.00	167.00	171.25
22" to 22 1/4":.....	167.00	167.00	171.25
22 1/4" to 22 1/2":.....	167.00	167.00	171.25
22 1/2" to 22 3/4":.....	167.00	167.00	171.25
22 3/4" to 23":.....	167.00	167.00	171.25
23" to 23 1/4":.....	167.00	167.00	171.25
23 1/4" to 23 1/2":.....	167.00	167.00	171.25
23 1/2" to 23 3/4":.....	167.00	167.00	171.25
23 3/4" to 24":.....	167.00	167.00	171.25
24" to 24 1/4":.....	167.00	167.00	171.25
24 1/4" to 24 1/2":.....	167.00	167.00	171.25
24 1/2" to 24 3/4":.....	167.00	167.00	171.25
24 3/4" to 25":.....	167.00	167.00	171.25
25" to 25 1/4":.....	167.00	167.00	171.25
25 1/4" to 25 1/2":.....	167.00	167.00	171.25
25 1/2" to 25 3/4":.....	167.00	167.00	171.25
25 3/4" to 26":.....	167.00	167.00	171.25
26" to 26 1/4":.....	167.00	167.00	171.25
26 1/4" to 26 1/2":.....	167.00	167.00	171.25
26 1/2" to 26 3/4":.....	167.00	167.00	171.25
26 3/4" to 27":.....	167.00	167.00	171.25
27" to 27 1/4":.....	167.00	167.00	171.25
27 1/4" to 27 1/2":.....	167.00	167.00	171.25
27 1/2" to 27 3/4":.....	167.00	167.00	171.25
27 3/4" to 28":.....	167.00	167.00	171.25
28" to 28 1/4":.....	167.00	167.00	171.25
28 1/4" to 28 1/2":.....	167.00	167.00	171.25
28 1/2" to 28 3/4":.....	167.00	167.00	171.25
28 3/4" to 29":.....	167.00	167.00	171.25
29" to 29 1/4":.....	167.00	167.00	171.25
29 1/4" to 29 1/2":.....	167.00	167.00	171.25
29 1/2" to 29 3/4":.....	167.00	167.00	171.25
29 3/4" to 30":.....	167.00	167.00	171.25
30" to 30 1/4":.....	167.00	167.00	171.25
30 1/4" to 30 1/2":.....	167.00	167.00	171.25
30 1/2" to 30 3/4":.....	167.00	167.00	171.25
30 3/4" to 31":.....	167.00	167.00	171.25
31" to 31 1/4":.....	167.00	167.00	171.25
31 1/4" to 31 1/2":.....	167.00	167.00	171.25
31 1/2" to 31 3/4":.....	167.00	167.00	171.25
31 3/4" to 32":.....	167.00	167.00	171.25
32" to 32 1/4":.....	167.00	167.00	171.25
32 1/4" to 32 1/2":.....	167.00	167.00	171.25
32 1/2" to 32 3/4":.....	167.00	167.00	171.25
32 3/4" to 33":.....	167.00	167.00	171.25
33" to 33 1/4":.....	167.00	167.00	171.25
33 1/4" to 33 1/2":.....	167.00	167.00	171.25
33 1/2" to 33 3/4":.....	167.00	167.00	171.25
33 3/4" to 34":.....	167.00	167.00	171.25
34" to 34 1/4":.....	167.00	167.00	171.25
34 1/4" to 34 1/2":.....	167.00	167.00	171.25
34 1/2" to 34 3/4":.....	167.00	167.00	171.25
34 3/4" to 35":.....	167.00	167.00	171.25
35" to 35 1/4":.....	167.00	167.00	171.25
35 1/4" to 35 1/2":.....	167.00	167.00	171.25
35 1/2" to 35 3/4":.....	167.00	167.00	171.25
35 3/4" to 36":.....	167.00	167.00	171.25
36" to 36 1/4":.....	167.00	167.00	171.25
36 1/4" to 36 1/2":.....	167.00	167.00	171.25
36 1/2" to 36 3/4":.....	167.00	167.00	171.25
36 3/4" to 37":.....	167.00	167.00	171.25
37" to 37 1/4":.....	167.00	167.00	171.25
37 1/4" to 37 1/2":.....	167.00	167.00	171.25
37 1/2" to 37 3/4":.....	167.00	167.00	171.25
37 3/4" to 38":.....	167.00	167.00	171.25
38" to 38 1/4":.....	167.00	167.00	171.25
38 1/4" to 38 1/2":.....	167.00	167.00	171.25
38 1/2" to 38 3/4":.....	167.00	167.00	171.25
38 3/4" to 39":.....	167.00	167.00	171.25
39" to 39 1/4":.....	167.00	167.00	171.25
39 1/4" to 39 1/2":.....	167.00	167.00	171.25
39 1/2" to 39 3/4":.....	167.00	167.00	171.25
39 3/4" to 40":.....	167.00	167.00	171.25
40" to 40 1/4":.....	167.00	167.00	171.25
40 1/4" to 40 1/2":.....	167.00	167.00	171.25
40 1/2" to 40 3/4":.....	167.00	167.00	171.25
40 3/4" to 41":.....	167.00	167.00	171.25
41" to 41 1/4":.....	167.00	167.00	171.25
41 1/4" to 41 1/2":.....	167.00	167.00	171.25
41 1/2" to 41 3/4":.....	167.00	167.00	171.25
41 3/4" to 42":.....	167.00	167.00	171.25
42" to 42 1/4":.....	167.00	167.00	171.25
42 1/4" to 42 1/2":.....	167.00	167.00	171.25
42 1/2" to 42 3/4":.....	167.00	167.00	171.25
42 3/4" to 43":.....	167.00	167.00	171.25
43" to 43 1/4":.....	167.00	167.00	171.25
43 1/4" to 43 1/2":.....	167.00	167.00	171.25
43 1/2" to 43 3/4":.....	167.00	167.00	171.25
43 3/4" to 44":.....	167.00	167.00	171.25
44" to 44 1/4":.....	167.00	167.00	171.25
44 1/4" to 44 1/2":.....	167.00	167.00	171.25
44 1/2" to 44 3/4":.....	167.00	167.00	171.25
44 3/4" to 45":.....	167.00	167.00	171.25
45" to 45 1/4":.....	167.00	167.00	171.25
45 1/4" to 45 1/2":.....	167.00	167.00	171.25
45 1/2" to 45 3/4":.....	167.00	167.00	171.25
45 3/4" to 46":.....	167.00	167.00	171.25
46" to 46 1/4":.....	167.00	167.00	171.25
46 1/4" to 46 1/2":.....	167.00	167.00	171.25
46 1/2" to 46 3/4":.....	167.00	167.00	171.

TABLE 4—DIFFERENTIALS FOR ARRIVING AT PRICES FOR CONSTRUCTIONS OTHER THAN PRICED IN TABLES 1, 2, AND 3—Continued

	Zone 1	Zone 2	Zone 3
I. Size differentials			
Add to the specified length prices in Tables 1, 2 and 3 for:			
Furniture and stock panel sizes:			
<i>Widths</i>			
36 1/4" to 42"			
<i>Lengths</i>			
Up to and incl. 48", add to 48" length price.....	\$6.00	\$5.25	\$2.50
48 1/4" to 60", add to 60" length price.....	6.00	5.75	2.50
60 1/4" to 72", add to 72" length price.....	6.00	5.75	2.50
72 1/4" to 84", add to 84" length price.....	6.00	6.00	4.00
84 1/4" to 96", add to 96" length price.....	10.75	6.50	5.20
42 1/4" to 48"			
Up to and incl. 48", add to 48" length price.....	12.00	10.00	3.50
48 1/4" to 60", add to 60" length price.....	12.00	10.50	3.55
60 1/4" to 72", add to 72" length price.....	12.00	10.50	3.50
72 1/4" to 84", add to 84" length price.....	12.00	10.75	5.75
84 1/4" to 96", add to 96" length price.....	21.00	11.25	7.25
For special large sizes (such as counter fronts):			
<i>Widths</i>			
36 1/4" to 42"			
<i>Lengths</i>			
96 1/4" to 120", add to 96" length price.....	41.50	41.50	41.50
120 1/4" to 144", add to 120" length price.....	60.50	60.50	60.50
144 1/4" to 168", add to 144" length price.....	85.50	85.50	85.50
42 1/4" to 48"			
96 1/4" to 120", add to 96" length price.....	43.50	43.50	43.50
120 1/4" to 144", add to 96" length price.....	62.50	62.50	62.50
144 1/4" to 168", add to 96" length price.....	86.00	86.00	86.00
48 1/4" to 60"			
Up to and incl. 48", add to 48" length price.....	12.00	10.50	10.50
48 1/4" to 60", add to 60" length price.....	23.00	23.00	23.00
60 1/4" to 72", add to 72" length price.....	36.50	36.50	36.50
72 1/4" to 84", add to 84" length price.....	42.25	42.25	42.25
84 1/4" to 96", add to 96" length price.....	47.25	47.25	47.25
60 1/4" to 72"			
Up to and incl. 48", add to 60" length price.....	13.50	13.50	13.50
48 1/4" to 60", add to 60" length price.....	27.75	27.75	27.75
60 1/4" to 72", add to 72" length price.....	44.25	44.25	44.25
72 1/4" to 84", add to 84" length price.....	48.00	48.00	48.00
84 1/4" to 96", add to 96" length price.....	51.75	51.75	51.75
72 1/4" to 84"			
Up to and incl. 48" add to 60" length price.....	21.00	21.00	21.00
48 1/4" to 60", add to 60" length price.....	34.25	34.25	34.25
60 1/4" to 72", add to 72" length price.....	47.25	47.25	47.25
72 1/4" to 84", add to 84" length price.....	51.00	51.00	51.00
84 1/4" to 96", add to 96" length price.....	57.00	57.00	57.00
84 1/4" to 96"			
Up to and incl. 48" add to 60" length price.....	25.25	25.25	25.25
48 1/4" to 60", add to 60" length price.....	40.75	40.75	40.75
60 1/4" to 72", add to 72" length price.....	50.50	50.50	50.50
72 1/4" to 84", add to 84" length price.....	56.75	56.75	56.75
84 1/4" to 96", add to 96" length price.....	67.50	67.50	67.50
96 1/4" to 120"			
Up to and incl. 48" add to 60" length price.....	38.00	38.00	38.00
120 1/4" to 144"			
Up to and incl. 48" add to 60" length price.....	56.25	56.25	56.25
J. Miscellaneous			
For crating, add the following price for each 1/8" of thickness in the panel (odd thicknesses over the even 1/8" may be priced on the next higher 1/8" of thickness):			
Domestic LCL crates.....	2.00	2.00	2.00
Export crates.....	4.50	4.50	4.50
For dipping finished panel in toxic water-repellant solution. (This toxic water-repellant treatment to be performed according to Spec. 100-14A and 30P16a.)	6.00	6.00	6.00
Quantity differentials: For special sizes or special face veneers in lots of less than 50 pieces of one size and kind, add the following prices per MSM to base prices of plywood to cover the extra cost of handling. The minimum quantity charge shall be \$3.00 net per lot:			
50 pieces of single size and specification, add.....	0	0	0
25 to 49 pieces of single size and specification, add.....	10.00	10.00	10.00
10 to 24 pieces of single size and specification, add.....	30.00	30.00	30.00
5 to 9 pieces of single size and specification, add.....	80.00	80.00	80.00
3 or 4 pieces of single size and specification, add.....	100.00	100.00	100.00
1 or 2 pieces of single size and specification, add.....	150.00	150.00	150.00

TABLE 5—DIE BOARDS

Panels specially made for use only in the die cutting and printing trades: Apply for special price under section 3 (b) (2) except that a letter from the customer is not required. However, a true copy of the order or inquiry is required.

This regulation shall become effective December 6, 1944.

Note: All reporting and record keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 1st day of December 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-18280; Filed, Dec. 1, 1944; 11:41 a. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Hotels and Rooming Houses, Amdt. 38]

TERMS OF OCCUPANCY

The Rent Regulation for Hotels and Rooming Houses is amended in the following respects:

1. Section 2 (b) (6) of the Rent Regulation for Hotels and Rooming Houses is amended to read as follows:

(6) *Weekly and monthly terms of occupancy 50% or less.* A landlord who is required to rent for weekly or monthly terms of occupancy 50% or less of the rooms in an establishment, under subparagraphs (2) and (4) of this paragraph, may petition the Administrator to

be relieved of such requirement. Upon issuance of an order granting such petition, the provisions of subparagraphs (2) (3) and (4) of this paragraph no longer shall apply to the rooms in the establishment; but, unless otherwise provided in the order, the maximum rent for a weekly term of occupancy shall apply where, after the date of issuance of the order, a tenant remains in occupancy for a continuous period of more than ten days, and the maximum rent for a monthly term of occupancy shall apply where, after the date of issuance of the order, a tenant remains in occupancy for a continuous period of more than 30 days, regardless of whether the tenant occupies the same room in the establishment during the specified period. The maximum rent on a weekly or monthly basis, as the case may be, shall apply from the date of issuance of the order or the date on which occupancy commenced, whichever is the later.

If the landlord establishes that it was not his practice, during a reasonable period prior to the effective date of regulation, to rent on a weekly basis, the order shall provide only for the application of the maximum monthly rent after 30 days' occupancy pursuant to the foregoing provisions. If the landlord establishes that it was not his practice, during such period, to rent on a monthly basis, the order shall provide only for the application of the maximum weekly rent pursuant to the foregoing provisions.

The order of the Administrator granting the landlord's petition may fix the maximum rents for weekly and monthly terms of occupancy and for different numbers of occupants for those terms pursuant to section 4 (g). Immediately upon issuance of the order, the landlord shall post maximum rents established for weekly and monthly terms of occupancy in the manner provided by section 7 (b), to the extent that the order requires the application of such rents.

The Administrator may revoke the order at any time if he finds that its effect is inconsistent with the purposes of the Act of this regulation or is likely to result in the circumvention or evasion thereof.

2. Sections 2 (b) (7) and 2 (b) (8) are added to the Rent Regulation for Hotels and Rooming Houses to read as follows:

(7) If the landlord's duty under subparagraph (2), with reference to a room is in dispute, or in doubt, or not known, the Administrator, at any time on his own initiative may issue an order determining the necessary facts and establishing such duty; or, if the Administrator is unable to ascertain the necessary facts, he may issue an order pursuant to subparagraph (8).

(8) Where subparagraph (2) does not require the offering of a room on a weekly or monthly basis, or where the Admin-

19 FR. 11322, 11540, 11610, 11787, 12414, 12866, 12967.

istrator is unable to ascertain the facts necessary to establish the landlord's duty under that paragraph, he may at any time on his own initiative issue an order requiring the room to be offered for rent for a weekly or monthly term of occupancy, or both. The Administrator may issue such orders if he finds that, during a reasonable period prior to the time the proceeding hereunder is commenced, the room has been rented under circumstances which make appropriate the application of weekly or monthly rents. In determining whether the landlord shall be required to offer the room on a weekly basis, or on a monthly basis, or both, the Administrator will consider the practices which prevailed in the defense-rental area for similar accommodations during a reasonable period prior to the effective date of regulation.

Upon issuance of such an order, the room shall be offered for rent on a weekly or monthly basis, or both, as the order may require, for each number of occupants for which it is offered by the landlord for any other term of occupancy. A tenant of the room on a daily or weekly basis shall on request be permitted by the landlord to change to any term of occupancy which the landlord is required to offer pursuant to the order.

This amendment shall become effective December 2, 1944.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 1st day of December 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-18282; Filed, Dec. 1, 1944;
11:42 a. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Hotels and Rooming Houses, Miami Area,
Amdt. 10]

TERMS OF OCCUPANCY

The Rent Regulation for Hotels and Rooming Houses for the Miami Defense-Rental Area is amended in the following respects:

1. Section 2 (b) (5) of the Rent Regulation for Hotels and Rooming Houses in the Miami Defense-Rental Area is amended to read as follows:

(5) *Weekly and monthly terms of occupancy 50% or less.* A landlord who is required to rent for weekly or monthly terms of occupancy 50% or less of the rooms in an establishment, under subparagraphs (2) and (4) of this paragraph, may petition the Administrator to be relieved of such requirement. Upon issuance of an order granting such petition, the provisions of subparagraphs (2), (3) and (4) of this paragraph no longer shall apply to the rooms in the establishment; but, unless otherwise provided in the order, the maximum rent for a weekly term of occupancy shall apply where, after the date of issuance of

the order, a tenant remains in occupancy for a continuous period of more than 10 days, and the maximum rent for a monthly term of occupancy shall apply where, after the date of issuance of the order, a tenant remains in occupancy for a continuous period of more than 30 days, regardless of whether the tenant occupies the same room in the establishment during the specified period. The maximum rent on a weekly or monthly basis, as the case may be, shall apply from the date of issuance of the order or the date on which occupancy commenced, whichever is the later.

If the landlord establishes that it was not his practice, during a reasonable period prior to October 15, 1943, to rent on a weekly basis, the order shall provide only for the application of the maximum monthly rent after thirty days' occupancy pursuant to the foregoing provisions. If the landlord establishes that it was not his practice, during such period, to rent on a monthly basis, the order shall provide only for the application of the maximum weekly rent pursuant to the foregoing provisions.

The order of the Administrator granting the landlord's petition may fix maximum rents for weekly and monthly terms of occupancy and for different numbers of occupants for those terms pursuant to section 4 (g). Immediately upon issuance of the order, the landlord shall post maximum rents established for weekly and monthly terms of occupancy in the manner provided by section 7 (b), to the extent that the order requires the application of such rents.

The Administrator may revoke the order at any time if he finds that its effect is inconsistent with the purposes of the act of this regulation or is likely to result in the circumvention or evasion thereof.

2. Sections 2 (b) (6) and 2 (b) (7) are added to the Rent Regulation for Hotels and Rooming Houses for the Miami Defense-Rental area to read as follows:

(6) If the landlord's duty under subparagraph (2), with reference to a room is in dispute, or in doubt, or not known, the Administrator, at any time, on his own initiative may issue an order determining the necessary facts and establishing such duty; or, if the Administrator is unable to ascertain the necessary facts, he may issue an order pursuant to subparagraph (7).

(7) Where subparagraph (2) does not require the offering of a room on a weekly or monthly basis, or where the Administrator is unable to ascertain the facts necessary to establish the landlord's duty under that paragraph, he may at any time on his own initiative issue an order requiring the room to be offered for rent for a weekly or monthly term of occupancy, or both. The Administrator may issue such orders if he finds that, during a reasonable period prior to the time the proceeding hereunder is commenced, the room has been rented under circumstances which make appropriate the application of weekly or monthly rents. In determining whether the landlord shall be required to offer the room on a weekly basis, or on a monthly basis,

or both, the Administrator will consider the practices which prevailed in the defense-rental area for similar accommodations during a reasonable period prior to the effective date of regulation.

Upon issuance of such an order, the room shall be offered for rent on a weekly or monthly basis, or both, as the order may require, for each number of occupants, for which it is offered by the landlord for any other term of occupancy. A tenant of the room on a daily or weekly basis shall on request be permitted by the landlord to change to any term of occupancy which the landlord is required to offer pursuant to the order.

This amendment shall become effective December 2, 1944.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 1st day of December 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-18283; Filed, Dec. 1, 1944;
11:42 a. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Hotels and Rooming Houses, New York City
Area, Amdt. 15]

TERMS OF OCCUPANCY

The Rent Regulation for Hotels and Rooming Houses for the New York City Defense-Rental Area is amended in the following respects:

1. Section 2 (b) (5) of the Rent Regulation for Hotels and Rooming Houses in the New York City Defense-Rental Area is amended to read as follows:

(5) *Weekly and monthly terms of occupancy 50% or less.* A landlord who is required to rent for weekly or monthly terms of occupancy 50% or less of the rooms in an establishment, under subparagraphs (2) and (4) of this paragraph, may petition the Administrator to be relieved of such requirement. Upon issuance of an order granting such petition, the provisions of subparagraphs (2), (3) and (4) of this paragraph no longer shall apply to the rooms in the establishment; but, unless otherwise provided in the order, the maximum rent for a weekly term of occupancy shall apply where, after the date of issuance of the order, a tenant remains in occupancy for a continuous period of more than 10 days, and the maximum rent for a monthly term of occupancy shall apply where, after the date of issuance of the order, a tenant remains in occupancy for a continuous period of more than 30 days, regardless of whether the tenant occupies the same room in the establishment during the specified period. The maximum rent on a weekly or monthly basis, as the case may be, shall apply from the date of issuance of the order or the date on which occupancy commenced, whichever is the later.

*8 F.R. 16381, 16319, 16333; 9 F.R. 2033, 3422, 3553, 3554, 3423, 10191, 10253.

*8 F.R. 14043, 16033; 9 F.R. 5003, 8054, 9428, 10189, 10632.

If the landlord establishes that it was not his practice, during a reasonable period prior to November 1, 1943, to rent on a weekly basis, the order shall provide only for the application of the maximum monthly rent after thirty days' occupancy pursuant to the foregoing provisions. If the landlord establishes that it was not his practice, during such period, to rent on a monthly basis, the order shall provide only for the application of the maximum weekly rent pursuant to the foregoing provisions.

The order of the Administrator granting the landlord's petition may fix maximum rents for weekly and monthly terms of occupancy and for different numbers of occupants for those terms pursuant to section 4(g). Immediately upon issuance of the order, the landlord shall post maximum rents established for weekly and monthly terms of occupancy in the manner provided by section 7(b), to the extent that the order requires the application of such rents.

The Administrator may revoke the order at any time if he finds that its effect is inconsistent with the purposes of the act of this regulation or is likely to result in the circumvention or evasion thereof.

2. Sections 2 (b) (6) and 2 (b) (7) are added to the Rent Regulation for Hotels and Rooming Houses for the New York City Defense-Rental Area, to read as follows:

(6) If the landlord's duty under subparagraph (2), with reference to a room is in dispute, or in doubt, or not known, the Administrator, at any time on his own initiative may issue an order determining the necessary facts and establishing such duty; or, if the Administrator is unable to ascertain the necessary facts, he may issue an order pursuant to subparagraph (7).

(7) Where subparagraph (2) does not require the offering of a room on a weekly or monthly basis, or where the Administrator is unable to ascertain the facts necessary to establish the landlord's duty under that paragraph, he may at any time on his own initiative issue an order requiring the room to be offered for rent for a weekly or monthly term of occupancy, or both. The Administrator may issue such orders if he finds that, during a reasonable period prior to the time the proceeding hereunder is commenced, the room has been rented under circumstances which make appropriate the application of weekly or monthly rents. In determining whether the landlord shall be required to offer the room on a weekly basis, or on a monthly basis, or both, the Administrator will consider the practices which prevailed in the defense-rental area for similar accommodations during a reasonable period prior to November 1, 1943.

Upon issuance of such an order, the room shall be offered for rent on a weekly or monthly basis, or both, as the order may require, for each number of occupants, for which it is offered by the landlord for any other term of occupancy. A tenant of the room on a daily or weekly

basis shall on request be permitted by the landlord to change to any term of occupancy which the landlord is required to offer pursuant to the order.

This amendment shall become effective December 2, 1944.

NOTE: All reporting and record-keeping requirements for this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 1st day of December 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-18284; Filed, Dec. 1, 1944;
11:42 a. m.]

PART 1396—FINE CHEMICALS, DRUGS AND COSMETICS

[MPR 392, Amdt. 6]

PACKAGED DRUGS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

Maximum Price Regulation 392 is amended in the following respects:

1. The introductory paragraph of section 23 following the heading "Adjustments" is designated (a), and paragraphs (a) and (b) are redesignated subparagraphs (1) and (2).

2. The following new paragraph (b) is added to section 23:

(b) If the materials and labor used by a manufacturer in the production of a packaged drug have increased in cost to him so substantially that his maximum price therefor is susceptible of adjustment under the standards of this paragraph, and if the loss of his production would force his customers to resort to higher priced sources of supply for the same or a substitute packaged drug, he may file an application for adjustment of his maximum price for the product. The application shall be submitted to the Chemicals and Drugs Price Branch, Office of Price Administration, Washington 25, D. C., and shall contain the information hereafter specified.

(1) Information to be submitted. (Provided, however, That if applicant seeks adjustment of his maximum price per unit to a price no higher than unit direct cost, he need not include in the application the data required on other manufacturing costs and general administrative and selling expenses, nor the profit and loss statements and balance sheets mentioned below):

(i) Name, description, unit of sale and production, established maximum selling prices of the product, and full terms of sale.

(ii) Sales volume of the above designated product, in units and dollars, for the last complete calendar or fiscal year, for the latest periods of the current year for which information is available and

*Copies may be obtained from the Office of Price Administration.

¹ 8 F.R. 6262, 12477, 12660.

estimated future sales in units for the next three months on the basis of the adjustment proposed. Also total overall dollar sales for the last complete calendar or fiscal year and for the latest periods of the current year for which information is available.

(iii) Cost of production per unit for the product currently and at the time a maximum price was first established for the product by regulation or order, including:

(a) Itemization of unit direct cost including the cost, quantity and name and address of the supplier of each item of material and, if increased labor costs are shown, a full explanation of the reason for the increase and showing that any wage rates subject to approval by the War Labor Board have been approved by that Board.

(b) Other manufacturing costs properly assignable to the production of the product such as: indirect labor, factory supplies, repairs and maintenance of building, machinery and equipment, insurance, property taxes, depreciation at normal rates on plant and equipment actually used in manufacture, purchased utility services, and other items commonly associated with factory operation. Other manufacturing costs shall be broken down at least in the detail customarily used by the manufacturer and the method of allocating such costs to the product must be shown.

(c) General administrative and selling expenses such as: executive and administrative salaries, office expense, commissions, advertising, and similar items but not including income or excess profit taxes, charges to war reserves, or reserves for contingencies. General administrative and selling expenses shall be broken down at least in the detail customarily used by the manufacturer and the method of allocating such expenses to the product must be shown.

(iv) Profit and loss statements and balance sheets for the years 1936-1939, inclusive (on OPA Form A, Annual Financial Report, or applicant's own prepared statements), for the most recent full fiscal or calendar year, and for the latest periods of the current year for which complete information is available. Such financial data shall cover applicant's over-all operations, or in the event applicant is a parent, subsidiary or affiliate of other corporations or business units, the over-all operations of the entire investment enterprise. The filing of the financial data designated in this item is optional in certain cases. Should the applicant prefer and so requests, this information for years prior to 1943 will be obtained by the Office of Price Administration directly from the Bureau of Internal Revenue if available. If the applicant has submitted any of such data on Office of Price Administration Financial Report Forms A or B for certain periods, he may so state and omit those periods in his present report.

(v) The proposed selling prices and terms of sale.

(vi) The names and addresses of the chief competitive sellers, the name and

a description of the commodity sold by each, and their current selling prices so far as applicant is able to determine.

(2) *Amount of adjustment.* No adjustment will be made under this paragraph (b) unless the Price Administrator finds that a price increase is necessary to aid in securing low-priced supply. Furthermore, any such adjustment shall ordinarily be limited as set forth below: (As used below: "Over-all profits" means over-all aggregate dollar profits, adjusted for changes in investment and before deduction of income and excess profits taxes, of applicant or of the entire investment enterprise; "other manufacturing costs and general administrative and selling expenses per unit" means other manufacturing costs and general administrative and selling expenses per unit as of the date a maximum price for the product in question was first established by regulation or order, or as of the date an application for adjustment is filed hereunder, whichever is lower.)

(i) *Primary limitations.* Adjustments shall in the first instance be limited to:

(a) An amount sufficient to make the adjusted price per unit equal to unit direct cost where applicant's current over-all profits on an annual basis are favorable as judged by his own or the industry's experience during the years 1936-1939, inclusive (or other appropriate peace time base period).

(b) An amount sufficient to make the adjusted price per unit equal to unit direct cost, plus other manufacturing costs and administrative and selling expenses per unit, where applicant's current over-all profits on an annual basis are normal as judged by his own or the industry's experience during the years 1936-1939, inclusive (or other appropriate peace time base period). However, the increase shall not ordinarily exceed the least amount which will cause his current over-all profits on an annual basis to be favorable as judged by his own or the industry's experience during such base period.

(c) An amount sufficient to make the adjusted price per unit equal to total cost per unit, plus an adequate margin of profit per unit, where applicant's current over-all profits on an annual basis are unfavorable as judged by his own or the industry's experience during the years 1936-1939, inclusive (or other appropriate peace time base period). However, the increase shall not ordinarily exceed the least amount which will cause his current over-all profits on an annual basis to be favorable as judged by his own or the industry's experience during such base period.

(ii) *Special limitation.* Any adjustment granted hereunder, shall be further limited to an amount equal to the difference between applicant's maximum price and the selling price of the next highest competitive seller able to supply applicant's customer with the same product or an equivalent substitute.

(3) *Orders issued under this paragraph.* The Price Administrator may authorize or deny by order the maxi-

mum prices requested or any modification thereof. He may require in appropriate cases a compensatory decrease in the maximum prices for another product or products manufactured by applicant.

In cases where an adjustment is granted to a manufacturer, the Administrator may also adjust the maximum prices for resellers, and in connection therewith he may establish uniform maximum prices for sales by wholesalers to retailers and by retailers to individual ultimate consumers. Where such uniform maximum prices are established, they shall be used as the basis for determining resellers' maximum prices under section 14, and be subject to the requirements of section 12 as to marking and section 13 as to notification, in the same manner as uniform maximum prices determined under sections 6 through 10.

Any order issued hereunder may be amended or revoked at any time.

This amendment shall become effective December 6, 1944.

NOTE: Approval of the reporting and record-keeping requirements of this amendment in accordance with the Federal Reports Act of 1942 has been waived by the Bureau of the Budget.

Issued this 1st day of December 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-18279; Filed, Dec. 1, 1944;
11:41 a. m.]

PART 1499—COMMODITIES AND SERVICES

[Rev. SR 14 to GMPR, Amdt. 133]

FOOTWEAR WITH BACON-RIND PIGSKIN UPPERS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

Revised Supplementary Regulation No. 14 to the General Maximum Price Regulation is amended in the following respect:

Section 3.18 is added to read as follows:

SEC. 3.18 *Ration-free footwear with bacon-rind pigskin uppers*—(a) *What this section does.* This section establishes a method for determining in-line maximum prices for sales other than at wholesale or retail of ration-free footwear with bacon-rind pigskin uppers. For the purposes of this section the term "bacon-rind pigskin" includes leather made from ham-rind pigskin.

(b) *Pricing method.* Every seller shall file an application with the Leather, Fur and Fibers Branch, Office of Price Administration, Washington 25, D. C., for approval of a proposed maximum price for such footwear. This application shall contain all the facts regarding the footwear to be priced which are required by the form set forth in Appendix C of the General Maximum Price Regulation

*Copies may be obtained from the Office of Price Administration.

(that form may be used if desired) and shall also contain the method used in figuring the proposed maximum price, and the reasons he believes the proposed price is in line with the level of maximum prices otherwise established by the General Maximum Price Regulation.

Footwear for which a maximum price is proposed under this section may not be sold (except as provided in § 1499.20 (r) of the General Maximum Price Regulation) until that price has been approved by the Office of Price Administration, but the proposed price shall be deemed to be approved 20 days after mailing the application (or any additional information which may have been requested) unless, within that time, the Office of Price Administration notifies the seller that his proposed price has been disapproved.

(c) The Price Administrator may at any time disapprove or revise maximum prices proposed or established under this section so as to bring them into line with the level of maximum prices otherwise established by the General Maximum Price Regulation.

This amendment shall become effective December 1, 1944.

NOTE: The reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 1st day of December 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-18281; Filed, Dec. 1, 1944;
11:40 a. m.]

TITLE 33—NAVIGATION AND NAVIGABLE WATERS

Chapter I—Coast Guard, Department of the Navy

PART 2—REGULATIONS, UNITED STATES COAST GUARD RESERVE

MISCELLANEOUS AMENDMENTS

1. The regulations, United States Coast Guard Reserve, 1941 (6 F.R. 1925), as amended, are hereby further amended to read as follows:

a. The phrases (i) "district commander", (ii) "District Commanders", (iii) "district commanders", (iv) "district commanders", (v) "District commanders", and (vi) "District Commander", wherever they appear, are changed to (i) "district Coast Guard officer", (ii) "District Coast Guard Officer", (iii) "district Coast Guard officers", and (iv) "district Coast Guard officers", (v) "District Coast Guard officers", and (vi) "District Coast Guard Officer", respectively.

b. The phrases (i) "Commander" in §§ 2.1203, 2.1602 (e) and 2.1609, (ii) "commander of the district" in §§ 2.1606 (d), 2.4101, and 2.4102, (iii) "commander of the Coast Guard district" in §§ 2.7201 (c) and (iv) "Commander of the injured recruit's Coast Guard district" in § 2.7201 (c) are changed to (i) "District Coast Guard Officer", (ii) "district

Coast Guard officer of the district", (iii) "district Coast Guard officer of the district", and (iv) "District Coast Guard Officer of the injured reservist's district", respectively.

2. Pursuant to the authority contained in Public Law 441, 78th Congress, 2d Session, approved September 27, 1944, the regulations, United States Coast Guard Reserve, 1941 (6 F.R. 1925; 8 F.R. 1319), as amended, are hereby further amended as follows:

Section 8.10103 (a) is hereby amended to read as follows:

(a) *Place.* Members of the Women's Reserve shall not be assigned to duty on board vessels of the Navy or Coast Guard or in aircraft while such aircraft are engaged in combat missions: and shall not be assigned to duty outside the American area and the Territories of Hawaii and Alaska, and may be assigned to duty outside the continental United States only upon their prior request. The term "American area" is defined in section 3 of Public Law 441, 78th Congress, 2d Session.

3. Pursuant to the authority contained in Public Law 447, 78th Congress, 2d Session, approved September 30, 1944, the regulations, United States Coast Guard Reserve, 1941 (6 F.R. 1925), as amended, are hereby further amended to read as follows:

Section 8.7201 (c) is amended to read as follows:

(c) (1) If any temporary reservist is physically injured in line of duty while performing active duty or while engaged in authorized travel to or from such duty, or dies as a result of such physical injury, he or his beneficiaries shall be entitled to all the benefits prescribed by law for civil employees of the United States, and the United States Employees' Compensation Commission shall have jurisdiction in such cases and shall perform the same duties with reference thereto as in the case of civil employees of the United States.

(2) For the purpose of computing benefits under this § 8.7201 (c), such temporary reservist, regardless of his pay or pay status, shall be deemed to have had monthly pay of \$150.

(3) The provisions of this § 8.7201 (c) shall not apply in any case coming within the purview of the workmen's compensation law of any State, Territory, or other jurisdiction because of a concurrent employment status of such temporary reservist; and where such temporary reservist or dependent should be entitled to a benefit under this § 8.7201 (c) and also to any concurrent benefit from the United States on account of the same disability or death, such temporary reservist or his dependent shall elect which benefit he shall receive.

(4) A temporary reservist who incurs physical injury or contracts sickness or disease while performing active Coast Guard service shall be entitled to receive the same hospital treatment as is af-

forded members of the Regular Coast Guard.

(5) Notice of injury and any claim for benefits on account of disability or death within the purview of this § 8.7201 (c) which occurred prior to September 30, 1944, may be received as timely filed, if filed within one year from September 30, 1944.

Dated: November 25, 1944.

R. R. WAESCHE,
Vice Admiral,
U. S. Coast Guard,
Commandant.

Approved:

JAMES FORRESTAL,
Secretary of the Navy.

[F. R. Doc. 44-18069; Filed, Nov. 28, 1944;
11:13 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter I—General Land Office¹

[Public Land Order 251]

ARIZONA

WITHDRAWING PUBLIC LAND FOR USE OF WAR DEPARTMENT FOR ARTILLERY RANGE

By virtue of the authority vested in the President and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

Subject to valid existing rights, the following-described public land is hereby withdrawn from all forms of appropriation under the public-land laws, including the mining and mineral-leasing laws, and reserved for the use of the War Department as an artillery range:

GILA AND SALT RIVER MERIDIAN

T. 20 S., R. 20 E.,
Sec. 34, S½NE¼.

The area described contains 80 acres.

This order shall take precedence over but not modify the withdrawal for classification and other purposes made by Executive Order No. 6910 of November 26, 1934, so far as such order affects the above-described land.

The jurisdiction granted by this order shall cease at the expiration of the six months' period following the termination of the unlimited national emergency declared by Proclamation No. 2487 of May 27, 1941 (55 Stat. 1647). Thereupon, jurisdiction over the land hereby reserved shall be vested in the Department of the Interior, and any other Department or agency of the Federal Government according to their respective interests then of record. The land, however, shall remain withdrawn from appropriation as herein provided until otherwise ordered.

MICHAEL W. STRAUS,
Acting Secretary of the Interior.

NOVEMBER 22, 1944.

[F. R. Doc. 44-18261; Filed, Dec. 1, 1944;
10:46 a. m.]

¹ Appendix.

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[Rev. S. O. 242-A]

PART 95—CAR SERVICE

DEMURRAGE CHARGES ON CLOSED BOX CARS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 29th day of November, A. D. 1944.

Upon further consideration of Revised Service Order No. 242 (9 F.R. 12553) of October 13, 1944, as amended (9 F.R. 13761) and good cause appearing therefor:

It is ordered, That:

(a) Revised Service Order No. 242 (9 F.R. 12553) of October 13, 1944, as amended (9 F.R. 13761), providing increased demurrage charges on box cars held for loading or unloading, be, and it is hereby, vacated and set aside.

(b) *Announcement of vacation of suspension.* Each of the railroads affected by this order shall publish, file, and post a supplement to each of its tariffs affected announcing the vacation by this order on the effective date hereof, of the suspension made by Revised Service Order No. 242 and stating that the provisions in said tariffs which were in effect prior to such suspension will be applied on and after the effective date of this order. (40 Stat. 101 sec. 402, 418, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U. S. C. 1 (10)-(17), 15 (2))

It is further ordered, That this order shall become effective at 7:00 a. m. December 1, 1944; that a copy of this order and direction shall be served upon each State Commission and upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 44-18240; Filed, Nov. 30, 1944;
3:57 p. m.]

[S. O. 246-A]

PART 95—CAR SERVICE

DEMURRAGE CHARGES ON STATE BELT RAILROAD OF CALIFORNIA

At a session of the Interstate Commerce Commission Division 3, held at its office in Washington, D. C., on the 29th day of November, A. D. 1944.

Upon further consideration of Service Order No. 246 (9 F.R. 12657) of October 17, 1944, as amended (9 F.R. 13807), and good cause appearing therefor:

It is ordered, That:

(a) Service Order No. 246 (9 F. R. 12657) of October 14, 1944, as amended (9 F. R. 13807), providing demurrage charges on box cars held for loading or unloading on the State Belt Railroad of California, be, and it is hereby, vacated and set aside. (40 Stat. 101, sec. 402, 418, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17) 15 (2))

It is further ordered, That this order shall become effective at 7:00 a. m., December 1, 1944; that a copy of this order and direction shall be served upon the California State Railroad Commission and upon the State Belt Railroad of California; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 44-18241; Filed, Nov. 30, 1944;
3:57 p. m.]

[S.O. 255-A]

PART 95—CAR SERVICE

OVERLOADED FREIGHT CARS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 29th day of November, A. D. 1944.

Upon further consideration of Service Order No. 255 (9 F. R. 14018) of November 22, 1944, and good cause appearing therefor:

It is ordered, That:

(a) Service Order No. 255 (9 F. R. 14018) of November 22, 1944, providing regulations governing overloaded freight cars be, and it is hereby, vacated and set aside.

(b) *Announcement of vacation of suspension.* Each of the railroads affected by this order shall publish, file, and post a supplement to each of its tariffs affected announcing the vacation of this order on the effective date hereof, of the suspension made by Service Order No. 255 and stating that the provisions in said tariffs which were in effect prior to such suspension will be applied on and after the effective date of this order. (40 Stat. 101, sec. 402, 418, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, That this order shall become effective at 12:01 a. m., November 30, 1944; that a copy of this order and direction shall be served upon each State Commission and upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the

Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 44-18242; Filed, Nov. 29, 1944;
8:57 p. m.]

[S. O. 189, Supp. 1]

PART 97—ROUTING OF TRAFFIC

EMBARGO OF ROUTES AND TRANSIT ARRANGEMENTS ON GRAIN AND RELATED ARTICLES

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 29th day of November, A. D. 1944.

Upon recommendation of the ODT-ICC Grain and Grain Products Transportation Conservation Committee, and it appearing that the practice of transporting carloads of grain, grain products, grain by-products, soybeans, seeds, feed, or related commodities under the transit arrangements as described in the tariffs specified in Appendix A, attached hereto and made a part hereof,² in causing unnecessary haulage of cars and consequent delay of equipment due to back-hauls and out-of-line hauls, thereby impeding the use of grain cars and decreasing the available supply of grain cars for shippers; in the opinion of the Commission an emergency exists requiring immediate action to prevent shortage of equipment and congestion of traffic, it is ordered, that:

Embargo of routes and transit arrangements on grain and related articles. (a) No common carrier by railroad named in Appendix A, attached hereto and made a part hereof, subject to the Interstate Commerce Act, shall accept for transportation, transport, or move, carload shipments of grain, grain products, grain by-products, soybeans, seeds, feed, or related commodities (collectively designated grain in Appendix A) as described in tariffs and over routes specified in Appendix A, until further order of the Commission, but not for a longer period than the present war and six (6) months thereafter.

(b) *Application.* This order will apply to grain, grain products, grain by-products, soybeans, seeds, feed, or related commodities (collectively designated grain in Appendix A) covered by the tariff items specified in Appendix A, on hand at transit points on the effective date of this order, or carloads of these commodities arriving at the transit point after the effective date of this order, and on carloads of these commodities shipped from point of origin on and after the effective date of this order.

(c) *Notice of embargo.* Each railroad, or its agent, 30 days before the effective date of this order, shall publish, file, and post a supplement to each of its tariffs affected hereby announcing the embargo of routes and transit arrangements herein provided, (40 Stat. 101, secs.

402, 418, 41 Stat. 476, 485, secs. 4, 10, 54 Stat. 801, 912; 49 U.S.C. 1 (10)-(17), 15 (4))

It is further ordered, that this order shall become effective at 12:01 a. m., January 12, 1945; that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the Office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 44-18238; Filed, Nov. 30, 1944;
3:57 p. m.]

Chapter II—Office of Defense
Transportation

[Gen. Permit ODT 24-11]

PART 520—CONSERVATION OF RAIL EQUIPMENT; EXCEPTIONS AND PERMITS

PASSENGER TRAIN OPERATIONS

Pursuant to § 500.42 of General Order ODT 24, as amended, it is hereby authorized, that:

§ 520.610 *Operation of certain extra or special passenger trains authorized.* Notwithstanding the provisions of § 500.41 of General Order ODT 24, as amended, any rail carrier, during the period from December 1, 1944, to January 15, 1945, inclusive, may:

(a) Operate an extra or special passenger train, or a passenger train which is not scheduled, or an extra section or sections to scheduled passenger trains, when the operation of such passenger train or extra section is necessary to meet existing demands for transportation of members of the military or naval forces of the United States or of a nation allied with the United States in the war;

(b) Include passenger carrying railroad cars in the consist of any train now or hereafter scheduled which is operated primarily for the purpose of transporting mail or express;

Provided, however, That with respect to the operation of any train or extra section contemplated by paragraph (a) or (b) of this § 520.610, (1) the railroad cars, motive power, and other transportation facilities and equipment comprising any such train or extra section, or used in connection with the operation thereof, are not needed or required for the preferential transportation of troops or material of war; and (2) the operation of any such train or extra section will not delay, impede, or otherwise interfere with the prompt and continuous movement of traffic necessary or essential to the successful prosecution of the war.

² Filed as part of the original document.

This General Permit ODT 24-11 shall become effective December 1, 1944.

(E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183; Gen. Order ODT 24, as amended, 7 F.R. 7814, 10484; 9 F.R. 7584)

Issued at Washington, D. C., this 1st day of December 1944.

J. M. JOHNSON,
Director,

Office of Defense Transportation.

[F. R. Doc. 44-18259; Filed, Dec. 1, 1944;
10:24 a. m.]

Notices

DEPARTMENT OF LABOR.

Wage and Hour Division.

LEARNER EMPLOYMENT CERTIFICATES

ISSUANCE TO VARIOUS INDUSTRIES

Notice of issuance of special certificates for the employment of learners under the Fair Labor Standards Act of 1938.

Notice is hereby given that special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rate applicable under section 6 of the act are issued under section 14 thereof, Part 522 of the regulations issued thereunder (August 16, 1940, 5 F.R. 2862, and as amended June 25, 1942, 7 F.R. 4725), and the determination and order or regulation listed below and published in the FEDERAL REGISTER as here stated.

Single Pants, Shirts and Allied Garments, Women's Apparel, Sportswear, Rainwear, Robes and Leather and Sheep-Lined Garments Divisions of the Apparel Industry, Learner Regulations, July 20, 1942 (7 F.R. 4724), as amended by Administrative Order March 13, 1943 (8 F.R. 3079), and Administrative Order, June 7, 1943 (8 F.R. 7890).

Hosiery Learner Regulations, September 4, 1940 (5 F.R. 3530), as amended by Administrative Order March 13, 1943 (8 F.R. 3079).

Independent Telephone Learner Regulations, July 17, 1944 (9 F.R. 7125).

The employment of learners under these certificates is limited to the terms and conditions therein contained and to the provisions of the applicable determination and order or regulations cited above. The applicable determination and order or regulations, and the effective and expiration dates of the certificates issued to each employer is listed below. The certificates may be cancelled in the manner provided in the regulations and as indicated in the certificates. Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof.

NAME AND ADDRESS OF FIRM, INDUSTRY, PRODUCT, NUMBER OF LEARNERS AND EFFECTIVE DATES

SINGLE PANTS, SHIRTS, AND ALLIED GARMENTS, WOMEN'S APPAREL, SPORTSWEAR, RAINWEAR, ROBES AND LEATHER AND SHEEP-LINED GARMENTS DIVISIONS OF THE APPAREL INDUSTRY

Morgan Shirt Company, Inc., Morgantown, West Virginia; cotton dress shirts and cotton

pajamas; 75 learners (AT); effective November 24, 1944, expiring May 23, 1945.

Union Manufacturing Company, 801-809 Texas Street, El Paso, Texas; work shirts, work pants and children's overalls; 10 percent (T); effective November 29, 1944, expiring November 28, 1945.

HOSIERY INDUSTRY

Hollar Hosiery Mills, Inc., 11th Avenue and 12th Street, Hickory, North Carolina; seamless hosiery; 5 learners (T); effective November 30, 1944, expiring November 29, 1945.

TELEPHONE INDUSTRY

Commonwealth Telephone Company, 123 West Washington Avenue, Madison, Wisconsin; to employ 4 learners as commercial switchboard operators for the purpose of abnormal turnover at its Denmark exchange, located at Denmark, Wisconsin; effective November 23, 1944, expiring November 22, 1945. (This certificate replaces the certificate previously issued, effective September 21, 1944 and expiring September 20, 1945.)

Commonwealth Telephone Company, 123 West Washington Avenue, Madison, Wisconsin; to employ 3 learners as commercial switchboard operators for the purpose of abnormal turnover at its Eagle River exchange, located at Eagle River, Wisconsin; effective November 23, 1944, expiring November 22, 1945. (This certificate replaces the certificate previously issued, effective September 21, 1944 and expiring September 20, 1945.)

Commonwealth Telephone Company, 123 West Washington Avenue, Madison, Wisconsin; to employ 3 learners as commercial switchboard operators for the purpose of abnormal turnover at its Edgerton exchange, located at Edgerton, Wisconsin; effective November 23, 1944, expiring November 22, 1945. (This certificate replaces the certificate previously issued, effective September 21, 1944 and expiring September 20, 1945.)

Commonwealth Telephone Company, 123 West Washington Avenue, Madison, Wisconsin; to employ 3 learners as commercial switchboard operators for the purpose of abnormal turnover at its Kiel exchange, located at Kiel, Wisconsin; effective November 23, 1944, expiring November 22, 1945. (This certificate replaces the certificate previously issued, effective September 21, 1944 and expiring September 20, 1945.)

Commonwealth Telephone Company, 123 West Washington Avenue, Madison, Wisconsin; to employ 4 learners as commercial switchboard operators for the purpose of abnormal turnover at its Mauston exchange, located at Mauston, Wisconsin; effective November 23, 1944, expiring November 22, 1945. (This certificate replaces the certificate previously issued, effective September 21, 1944 and expiring September 20, 1945.)

Commonwealth Telephone Company, 123 West Washington Avenue, Madison, Wisconsin; to employ 2 learners as commercial switchboard operators for the purpose of abnormal turnover at its Oostburg exchange, located at Oostburg, Wisconsin; effective November 23, 1944, expiring November 22, 1945. (This certificate replaces the certificate previously issued, effective September 21, 1944 and expiring September 20, 1945.)

Commonwealth Telephone Company, 123 West Washington Avenue, Madison, Wisconsin; to employ 3 learners as commercial switchboard operators for the purpose of abnormal turnover at its Reedsburg exchange, located at Reedsburg, Wisconsin; effective November 23, 1944, expiring November 22, 1945. (This certificate replaces the certificate previously issued, effective September 21, 1944 and expiring September 20, 1945.)

Commonwealth Telephone Company, 123 West Washington Avenue, Madison, Wisconsin; to employ 6 learners as commercial switchboard operators for the purpose of abnormal turnover at its Richland Center exchange, located at Richland Center, Wisconsin; effective November 23, 1944, expiring November 22, 1945. (This certificate replaces the certificate previously issued, effective September 21, 1944 and expiring September 20, 1945.)

Commonwealth Telephone Company, 123 West Washington Avenue, Madison, Wisconsin; to employ 4 learners as commercial switchboard operators for the purpose of abnormal turnover at its Sauk City exchange, located at Sauk City, Wisconsin; effective November 23, 1944, expiring November 22, 1945. (This certificate replaces the certificate previously issued, effective September 21, 1944 and expiring September 20, 1945.)

Commonwealth Telephone Company, 123 West Washington Avenue, Madison, Wisconsin; to employ 3 learners as commercial switchboard operators for the purpose of abnormal turnover at its Tomahawk exchange, located at Tomahawk, Wisconsin; effective November 23, 1944, expiring November 22, 1945. (This certificate replaces the certificate previously issued, effective September 21, 1944 and expiring September 20, 1945.)

Commonwealth Telephone Company, 123 West Washington Avenue, Madison, Wisconsin; to employ 2 learners as commercial switchboard operators for the purpose of abnormal turnover at its Wisconsin Dells exchange, located at Wisconsin Dells, Wisconsin; effective November 23, 1944, expiring November 22, 1945. (This certificate replaces the certificate previously issued, effective September 21, 1944 and expiring September 20, 1945.)

Signed at New York, New York this 29th day of November 1944.

PAULINE C. GILBERT,
Authorized Representative
of the Administrator.

[F. R. Doc. 44-18255; Filed, Nov. 30, 1944;
4:52 p. m.]

LEARNER EMPLOYMENT CERTIFICATES

ISSUANCE TO VARIOUS INDUSTRIES

Notice of issuance of special certificates for the employment of learners under the Fair Labor Standards Act of 1938.

Notice is hereby given that special certificates authorizing the employment of learners at hourly wages lower than the minimum rate applicable under section 6 of the Act are issued under section 14 thereof and § 522.5 (b) of the regulations issued thereunder (August 16, 1940, 5 F.R. 2862) to the employers listed below effective as of the date specified in each listed item below.

The employment of learners under these certificates is limited to the terms and conditions as designated opposite the employer's name. These certificates are issued upon the employers' representations that they are actually in need of learners at subminimum rates in order to prevent curtailment of opportunities for employment. The certificates may be cancelled in the manner provided for in the regulations and as indicated on the certificates. Any person aggrieved by the issuance of the certificates may seek a review or reconsideration thereof.

NAME AND ADDRESS OF FIRM, INDUSTRY, LEARNER OCCUPATIONS, NUMBER OF LEARNERS, LEARNING PERIOD, LEARNER WAGE, EFFECTIVE AND EXPIRATION DATES

Bethel College, North Newton, Kansas; printing, bookbinding and secretarial bureau; compositor, pressman, bindery worker, stenographer, typist, office machine operator and related operations; 42 learners; for a learning period of 1000 hours at 30 cents per hour for the first 500 hours and 35 cents per hour for the following 500 hours; effective November 23, 1944, expiring August 31, 1945. (This certificate replaces the certificate previously issued, effective October 28, 1944 and expiring August 31, 1945.)

Signed at New York, New York this 29th day of November 1944.

PAULINE C. GILBERT,
Authorized Representative
of the Administrator.

[F. R. Doc. 44-18256; Filed, Nov. 30, 1944; 4:52 p. m.]

LEARNER EMPLOYMENT CERTIFICATES

ISSUANCE TO VARIOUS INDUSTRIES

Notice of issuance of special certificates for the employment of learners under the Fair Labor Standards Act of 1938.

Notice is hereby given that special certificates authorizing the employment of learners at hourly wages lower than the minimum rate applicable under section 6 of the Act are issued under section 14 thereof and § 522.5 (b) of the regulations issued thereunder (August 16, 1940, 5 F. R. 2862) to the employers listed below effective as of the date specified in each listed item below.

The employment of learners under these certificates is limited to the terms and conditions as designated opposite the employer's name. These certificates are issued upon the employers' representations that experienced workers for the learner occupations are not available for employment and that they are actually in need of learners at subminimum rates in order to prevent curtailment of opportunities for employment. The certificates may be cancelled in the manner provided for in the regulations and as indicated on the certificate. Any person aggrieved by the issuance of the certificates may seek a review or reconsideration thereof.

NAME AND ADDRESS OF FIRM, PRODUCT, NUMBER OF LEARNERS, LEARNING PERIOD, LEARNER WAGE, LEARNER OCCUPATION, EXPIRATION DATE

Citizens Banking Company, Hartwell, Georgia; commercial banking; 1 learner; clerk-bookkeeping machine operator for a learning period of 240 hours at 35 cents per hour; effective November 27, 1944, expiring February 5, 1945.

Signed at New York, New York, this 29th day of November 1944.

PAULINE C. GILBERT,
Authorized Representative
of the Administrator.

[F. R. Doc. 44-18257; Filed, Nov. 30, 1944; 4:52 p. m.]

CIVIL AERONAUTICS BOARD.

[Docket No. 609 et al.]

AMERICAN AIRLINES, INC., ET AL.

NOTICE OF ORAL ARGUMENT

In the matter of the applications of American Airlines, Inc., Colonial Airlines, Inc., Eastern Air Lines, Inc., Hylan Flying Service, Page Airways, Inc., Pennsylvania-Central Airlines Corp., United Air Lines, Inc., and Union Airways, Inc., for certificates and amendment of existing certificates of public convenience and necessity, under section 401 of the Civil Aeronautics Act of 1938, as amended.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 401 and 1001 of said Act, that oral argument in the above-entitled proceeding is assigned to be held on December 18, 1944, at 10 a. m. (eastern war time) in Room 5042 Commerce Building, 14th Street and Constitution Avenue, N. W., Washington, D. C., before the Board.

Dated Washington, D. C., November 29, 1944.

By the Civil Aeronautics Board.

[SEAL] FRED A. TOOMBS,
Secretary.

[F. R. Doc. 44-18265; Filed, Dec. 1, 1944; 10:55 a. m.]

FEDERAL POWER COMMISSION.

[Docket Nos. G-236 and G-530]

WISCONSIN SOUTHERN GAS CO.

ORDER GRANTING REHEARING AND FIXING DATE THEREOF

NOVEMBER 27, 1944.

Upon consideration of the petition filed November 3, 1944, by Wisconsin Southern Gas Company for reconsideration or rehearing of the Commission's order of October 3, 1944, dismissing the applications filed in Docket No. G-236 pursuant to section 7 (a) of the Natural Gas to section 7 (c) of the act;

The Commission finds that: It is appropriate in the public interest, as hereinafter ordered, to grant a rehearing in these matters for the purpose of receiving additional evidence concerning, among other things, (a) the newly adopted ordinance of the City of Burlington, Wisconsin, referred to in the petition for rehearing; (b) the sufficiency of the authority which Applicant has secured from the Wisconsin Public Service Commission; (c) the significance and effect of § 198.49 (4a) of the Wisconsin Statutes; and (d) the ability and willingness of Natural Gas Pipeline Company of American to serve natural gas to Wisconsin Southern Gas Company, and other material and relevant evidence with respect to the said applications.

The Commission orders that:

(A) The petition of Wisconsin Southern Gas Company for rehearing on the Commission's order of October 3, 1944,

be and the same is hereby granted with respect to the above-mentioned matters, such rehearing to be held commencing on January 18, 1945, at 10:00 a. m. (e. w. t.) in the Commission's Hearing Room, Hurley-Wright Building, 1890 Pennsylvania Avenue, N. W., Washington, D. C.

(B) All interveners in these matters may participate in the proceedings on rehearing in accordance with leave heretofore granted by the Commission.

(C) Interested State commissions may participate in the rehearing as provided by § 67.4 of the provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 44-18253; Filed, Dec. 1, 1944; 9:49 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 157]

UNLOADING OF SOYBEANS AT KANSAS CITY, MO.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 29th day of November, A. D. 1944.

It appearing, that certain cars containing soybeans at Kansas City, Missouri, on The Alton Railroad Company (Henry A. Gardner, Trustee), have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action; it is ordered, that:

Soybeans at Kansas City, Missouri, be unloaded. (a) The Alton Railroad Company (Henry A. Gardner, Trustee), its agents or employees, shall unload forthwith the following cars of soybeans shipped from Decatur, Indiana, by Central Soy Company, Inc., now on hand at Kansas City, Missouri, consigned to Mid-Continent Grain Company:

GN 6773.	MILW 705133.
CNW 104232.	PRR 563573.
TP 40220.	

(b) Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when such carloads of soybeans have been completely unloaded. Upon receipt of such notice this order shall expire. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17) 15, (2))

It is further ordered, That this order shall become effective immediately, and that a copy of this order and direction shall be served upon the Alton Railroad Company (Henry A. Gardner, Trustee), and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under

the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 44-18239; Filed, Nov. 30, 1944;
3:57 p. m.]

[S. O. 70-A, Special Permit 706]

RECONSIGNMENT OF GRAPES AT FLINT, MICH.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Flint, Michigan, November 24 or 25, 1944, by Kavanagh Distributing Company, of car PFE 29165, grapes, now on the Pere Marquette Railroad, to O'Donnell Fruit Company, Pittsburgh, Pennsylvania (FM-PRR).

The waybills shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 24th day of November 1944.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 44-18243; Filed, Nov. 30, 1944;
3:58 p. m.]

[S. O. 70-A, Special Permit 707]

RECONSIGNMENT OF APPLES AT MADISON, WIS.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Madison, Wisconsin, November 25, 1944, by A. J. Sweet Company, of car FGE 32860, apples, now on the C. M. St. P. & P. Railroad, to Jack Carl Company, Chicago, Illinois (Milw.).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent

of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 25th day of November 1944.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 44-18244; Filed, Nov. 30, 1944;
3:58 p. m.]

[S. O. 70-A, Special Permit 708]

RECONSIGNMENT OF GRAPES AT PITTSBURGH, PA.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Pittsburgh, Pennsylvania, November 27, 1944, by O'Donnell Fruit Company, of car PFE 21421, grapes, now on the Pennsylvania Railroad, to S. T. Runzo, Cresson, Pa. (PRR).

The waybill shall show reference to this Special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 27th day of November 1944.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 44-18245; Filed, Nov. 30, 1944;
3:58 p. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 3864]

TOKU MORIWAKE NAKANO

In re: Real property and a bank account owned by Toku Moriwake Nakano.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the last known address of Toku Moriwake Nakano is Japan, and that she is a resident of Japan and a national of a designated enemy country (Japan);

2. That Toku Moriwake Nakano is the owner of the property described in subparagraph 3 hereof;

3. That the property described as follows:

a. An undivided one-half interest in and to the real property situated in the City and County of Honolulu, Territory of Hawaii, particularly described in Exhibit A, attached hereto and by reference made a part hereof, identified as that interest certified in Toku Moriwake Nakano by Transfer Certificate of Title No. 17,241 issued August 27, 1937 by the Assistant Registrar of the Land Court, Territory of Hawaii, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property, and

b. The sum of \$500, constituting a portion of that certain bank account maintained with the Bishop National Bank of Hawaii, Honolulu, T. H., which is due and owing to, and held for, Toku Moriwake Nakano in the name of Hawaiian Trust Co., Ltd., agent for Toku Moriwake Nakano, and any and all security rights in and to any and all collateral for all or part of such account, and the right to enforce and collect the same,

is property within the United States owned or controlled by a national of a designated enemy country (Japan);

And determining that the property described in subparagraph 3-b hereof is necessary for the maintenance or safeguarding of other property (namely, that property described in subparagraph 3-a hereof) belonging to the same national of the same designated enemy country and subject to vesting (and in fact vested by this order) pursuant to section 2 of said Executive order;

And further determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action, after appropriate consultation and certification required by law, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 3-a hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and hereby vests in the Alien Property Custodian the property described in subparagraph 3-b hereof,

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest, and for the benefit, of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account, or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall this order be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a

hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on October 17, 1944.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Those certain parcels of land situate at Waikiki, City and County of Honolulu, Territory of Hawaii, described as follows:

Lots 1-A, area 38,570.0 square feet, 1-G, area 6,846.0 square feet, 1-H, area 1,261.0 square feet, 1-J, area 424.0 square feet and 2-C, area 1,959.0 square feet, as shown on map 2, filed in the Office of the Assistant Registrar of the Land Court of the Territory of Hawaii with Land Court Application No. 1023 of Toku Moriwake, and being all of the Land described in Transfer Certificate of Title No. 13,435 issued to Toku Moriwake.

[F. R. Doc. 44-18205; Filed, Nov. 30, 1944; 11:13 a. m.]

[Vesting Order 4221]

CHIYONO FUJINO

In re: Real property, claims, bank account and property insurance policy owned by Chiyono Fujino.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the last known address of Chiyono Fujino is Tokyo, Japan, and that she is a resident of Japan and a national of a designated enemy country (Japan);

2. That Chiyono Fujino is the owner of the property described in subparagraph 3 hereof;

3. That the property described as follows:
a. Real property situated in the City and County of Honolulu, Territory of Hawaii, particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

b. All right, title, interest and claim of any name or nature whatsoever of Chiyono Fujino in and to any and all obligations, contingent or otherwise and whether or not matured, owing to her by Yasuo Tsutsumi, also known as Harry Y. Tsutsumi, Tokulchi Tsuda and Kaname, Fujino, all of Honolulu, T. H., and Yotaro Fujino, also known as Yotaro Fujino, of Tokyo, Japan, and each of them, and all security rights in and to any and all collateral for any and all such obligations and the right to enforce and collect the same,

c. That certain bank account with the Bishop National Bank of Hawaii, Honolulu, T. H., which is due and owing to and held for and in the name of Chiyono Fujino, and any and all security rights in and to any and all collateral for all or part of such account, and the right to enforce and collect the same, and

d. All right, title and interest of Chiyono Fujino in and to fire insurance policy No. 388766 issued by the North British & Mercantile Insurance Company, Limited, Edinburgh, Scotland, insuring improvements on

No. 241—4

the premises described in subparagraph 3-a hereof,

is property within the United States owned or controlled by a national of a designated enemy country (Japan);

And determining that the property described in subparagraphs 3-a and 3-d hereof is necessary for the maintenance or safeguarding of other property (namely, that property described in subparagraph 3-a hereof) belonging to the same national of the same designated enemy country and subject to vesting (and in fact vested by this order) pursuant to section 2 of said Executive order;

And further determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action, after appropriate consultation and certification required by law, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 3-a hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and hereby vests in the Alien Property Custodian the property described in subparagraphs 3-b, 3-c and 3-d hereof.

And all such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest, and for the benefit, of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account, or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall this order be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C. on October 14, 1944.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

All of that certain parcel of land (portion of the land described in and covered by Royal Patent Number 683, Land Commission Award Number 1239 to Pine) situate, lying and being at Kalamailo, Kapaemahu, Honolulu, City and County of Honolulu,

Territory of Hawaii, and thus bounded and described:

Lot number three (3). Commencing at the North corner of the premises hereby conveyed, at a point which bears 63° 10' and is distant 49 feet from the North corner of this tract, and running by true azimuths:

1. 325°38'55.0 feet along Lot No. 1 to a 9.1 foot lane; thence

2. 63°10'49.0 feet along said lane to the East corner of Lot No. 5; thence

3. 145°23'55.0 feet along said Lot No. 5; thence

4. 213°10'49.0 feet to the point of beginning.

Containing an Area of 2935.0 square feet, or thereabouts.

[F. R. Doc. 44-16206; Filed, Nov. 30, 1944; 11:13 a. m.]

[Vesting Order 4259]

YOKOHAMA SPECIE BANK, LTD.

In re: Real property owned by The Yokohama Specie Bank, Limited, Yokohama, Japan.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That The Yokohama Specie Bank, Limited, a corporation organized under the laws of Japan whose principal place of business is Yokohama, Japan, is a national of a designated enemy country (Japan);

2. That The Yokohama Specie Bank, Limited, Yokohama, Japan, is the owner of the property described in subparagraph 3 hereof;

3. That the property described as follows: Real property situated in the City and County of Honolulu, Territory of Hawaii, particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

is property within the United States owned or controlled by a national of a designated enemy country (Japan);

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action, after appropriate consultation and certification required by law, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 3 hereof, subject to recorded liens, encumbrances, and other rights of record held by or for persons who are not nationals of designated enemy countries, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account, or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall this order be deemed to indicate that compensation will not be

paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on October 25, 1944.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.
EXHIBIT A

Beginning at the North corner of Bethel and Merchant Streets, the coordinates of said point from Government Survey Trig. Station "Puowaina" being 896.64 feet South and 4829.14 feet West, as shown on Government Survey Registered Map No. 1158, and running by true azimuths:

1. 151°36'84.0 feet along Northeast side of Merchant Street;
2. 245°20'82.3 feet along L. C. A. 625 to S. Reynolds;
3. 332°20'82.2 feet;
4. 68°25'81.6 feet along the Northwest side of Bethel Street to point of beginning. Area 7,036 square feet.

[F. R. Doc. 44-18208; Filed, Nov. 30, 1944; 11:14 a. m.]

[Vesting Order 4299]

CHRIST VAGTS

In re: Trust under the last will and testament of Christ Vagts, deceased. File D-28-6580; ET sec. 5164.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Meta Tamm, Gretchen Peper and Paul Vagts, and each of them, in and to the trust created under the Last Will and Testament of Christ Vagts, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Meta Tamm, Germany.
Gretchen Peper, Germany.
Paul Vagts, Germany.

That such property is in the process of administration by Henry J. Beckmann, as trustee of the trust created under the Last Will and Testament of Christ Vagts, acting under the judicial supervision of the Surrogate's Court, Kings County, New York;

And determining that to the extent that such nationals are persons not within a

designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on November 20, 1944.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 44-18207; Filed, Nov. 30, 1944; 11:13 a. m.]

[Vesting Order 4300]

GOLDIE ZINNER

In re: Trust under will of Goldie Zinner, deceased; file No. D-57-344; E. T. sec. 9688.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Lupu Joseph, Bernard Joseph, Eva Joseph Goldstein, Rachel Joseph and Sonia Goldstein, and each of them, in and to the Trust under the Will of Goldie Zinner, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Rumania, namely,

Nationals and Last Known Address

Lupu Joseph, Rumania.
Bernard Joseph, Rumania.
Eva Joseph Goldstein, Rumania.

Rachel Joseph, Rumania.
Sonia Goldstein, Rumania.

That such property is in the process of administration by Saul Hanover and Harry Greenberg, as executors and trustees noting under the judicial supervision of the Surrogate's Court, County of New York, New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Rumania);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on November 20, 1944.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 44-18209; Filed, Nov. 30, 1944; 11:13 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Rev. RO 11, Admin. Exception Order 6]
MERRIMACK PARK HOUSING PROJECT, OCEAN VIEW, NORFOLK, VA.

RA rationing OF FUEL OIL

It appears that the Housing Authority of the City of Norfolk, Virginia, operates the Merrimack Park Housing Project at Ocean View, Norfolk, Virginia, for housing military personnel and their families. This project has 496 dwelling units equipped with fuel oil burning heating stoves.

The fuel oil supplier bills the Housing Authority which in turn bills the tenant for the price of the fuel oil used by them.

Under Revised Ration Order 11 application for a ration for the operation of heating equipment must be made separately for each dwelling unit. Since these units are rented to military personnel there are frequent changes in occupancy. It is pointed out that as of October 10, 1944 two hundred and twenty-one occupants had vacated these dwellings since January 1, 1944. Although each ration holder is required to surrender to the Board all unused coupons when his ration expires because he has moved from the premises, many of these tenants may omit to do so. The frequent changes in occupancy will also impose an increased burden upon the Board in requiring it to pass upon a separate application for each new occupant and to issue individual rations in each case.

Application has been made by the Housing Authority of the City of Norfolk for an administrative exception order, under General Ration Order 1, permitting it, instead of each tenant of the Merrimack Housing Project, to apply in one application, for a ration to operate the fuel oil burning heating equipment in all its dwelling units at the Merrimack Housing Project in Ocean View, Norfolk, Virginia.

The granting of such an exception order will not constitute an exception to or waiver or variance of any provision setting forth standards of eligibility or need for fuel oil. Nor will the effectiveness or policy of Revised Ration Order 11 be defeated or impaired by permitting such application to be made and rations to be issued upon the conditions set forth in this exception order.

It is therefore ordered:

(a) Housing Authority of the City of Norfolk may apply, in the manner provided in this Order, to the War Price and Rationing Board having jurisdiction of the area, for rations for the operation of the fuel oil burning heating stoves in its dwelling units at the Merrimack Housing Project, Norfolk, Virginia, even though the occupants of these units use, and are required to pay for, the fuel oil to operate the equipment. Application for the ration shall be made on OPA Form R-1100 (Revised) and the applicant shall attach to the application a statement showing as to each dwelling unit in the Project at the time of application the floor area to be heated by a fuel oil burning stove. The Board shall issue the rations to the applicant in accordance with this Order.

(b) The allowable ration for heating the dwelling units included in the application shall be the sum of the amounts of fuel oil needed for such purpose for each dwelling unit not exceeding, however, the sum of the maximum annual heating allowances for each dwelling unit specified in Table IX of Revised Ration Order 11, reduced for the period for which the ration is needed as follows:

The appropriate percentages shown opposite the dates between which the ration is needed shall be determined from Revised Table VIII (OPA Form R-1130). The annual ration shall be multiplied

by the percentage which is the difference between the appropriate percentages so determined. If the dates are not listed, the appropriate percentages are determined by the Board from the nearest dates which are listed.

No children's allowance shall be added.

(c) Coupon sheets representing the rations shall be issued, and fuel oil on hand for the purpose shall be deducted, in the manner provided in Revised Ration Order 11. If the applicant is required or, if eligible, desires to become a ration bank depositor, fuel oil deposit certificates representing the rations shall be issued in the manner provided in Revised Ration Order 11.

(d) If at any time after the issuance of the ration, the applicant satisfies the Board that the ration so issued does not meet its heating needs for its dwelling units, the Board may issue an additional ration for the purpose in the manner provided in Revised Ration Order 11.

(e) The rations issued pursuant to this Order shall be used only to enable the occupants of the applicant's dwelling units to acquire and use fuel oil for the operation of heating equipment in these dwelling units. However, no ration evidences acquired pursuant to this Order shall be used to obtain fuel oil for equipment if the applicant knows or has reason to believe that the occupant using the equipment has a separate ration for its operation.

(f) Transfers of fuel oil may be made to occupants of the applicant's dwelling units in exchange for ration evidences surrendered by the applicant to the transferor.

(g) Before any fuel oil may be acquired under this order by any occupant of such dwelling units, the applicant must obtain from the occupant a signed statement that he has been issued no fuel oil ration for the purpose of heating the premises. Each statement furnished to the applicant pursuant to this section shall constitute a representation to the Office of Price Administration, and must be retained by the applicant at its place of business for at least two years from the date of its receipt and made available at all times to the Office of Price Administration.

This order shall become effective December 1, 1944.

Issued this 30th day of November 1944.

MAX McCULLOUGH,
Deputy Administrator
in Charge of Rationing.

[F. R. Doc. 44-18248; Filed, Nov. 30, 1944;
4:26 p. m.]

[MPR 188, Rev. Order 512 Under Order 1444]

PRECISION AUTOMOTIVE CASTING CORP.

APPROVAL OF MAXIMUM PRICES

Order 512 under Order No. 1444 under Maximum Price Regulation No. 188 is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Order No. 1444 under

§ 1439.159b of Maximum Price Regulation No. 188, it is ordered:

(a) *Maximum prices for sales of toy cooling set.* The maximum prices for all sales and deliveries at the various levels of distribution, of the four piece cast iron toy combination cooling set manufactured by Precision Automotive Casting Corporation, 760 North 44th Street, Birmingham, Alabama, shall be no higher than the following:

	<i>Per set</i>
For sales by all persons to jobbers.....	\$9.43
For sales by all persons to retailers.....	.60
For all sales at retail.....	1.03

These maximum prices are for the article described in the manufacturer's application dated August 29, 1944. Sales by the manufacturer are f. o. b. factory. Sales by all other persons are subject to the seller's customary terms, discounts, allowances and other price differentials to each class of purchaser.

(b) *Notification.* At the time of or prior to the first invoice to each purchaser for resale the seller shall notify the purchaser for resale in writing of the maximum prices and conditions established by this revised order for such resales. This notice may be given in any convenient form.

(c) This revised order may be revoked or amended by the Price Administrator at any time.

This revised order shall become effective on the 1st day of December 1944.

Issued this 30th day of November 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-16231; Filed, Nov. 30, 1944;
4:23 p. m.]

[MPR 120, Order 1171]

A. D. BROWNING, ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND
PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120, it is ordered:

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton, for the indicated uses and shipments as set forth herein. All are in District No. 8. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases

set forth herein. All are in District No. 8. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.219 and all other provisions of Maximum Price Regulation No. 120.

ABLES COAL CO., Box 225 Whitesburg, Ky., Valer Ales Mine, Elk Horn Seam, Mine Index No. 7164, Letcher County, Ky., Subdistrict 1, Rail Shipping Point, Royal Blue Tenn., E. O. G. 62, Deep Mine, Maximum Truck Price Group No. 5

Price classification.....
Rail shipments and railroad fuel.....
Truck shipment.....

Price classification.....
Rail shipments and railroad fuel.....
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Price classification.....
Rail shipments and railroad fuel.....
Truck shipment.....

This order shall become effective December 1, 1944.

(56 Stat. 23, 765; 57 Stat. 568; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 30th day of November 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-18249; Filed, Nov. 30, 1944; 4:26 p.m.]

[MPR 120, Order 1172]

ABLES COAL CO., ET AL

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120, it is ordered:

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as

ABLES COAL CO., Box 225 Whitesburg, Ky., Valer Ales Mine, Elk Horn Seam, Mine Index No. 7164, Letcher County, Ky., Subdistrict 1, Rail Shipping Point, Royal Blue Tenn., E. O. G. 62, Deep Mine, Maximum Truck Price Group No. 5

Price classification.....
Rail shipments and railroad fuel.....
Truck shipment.....

Price classification.....
Rail shipments and railroad fuel.....
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Price classification.....
Rail shipments and railroad fuel.....
Truck shipment.....

where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.219 and all other provisions of Maximum Price Regulation No. 120.

A. D. BROWNING, GILBERT, W. VA., A. D. BROWNING MINE, CEDAR GROVE SEAM, Mine Index No. 7253, Mingo County, W. Va., Subdistrict 8, Rail Shipping Point, Gilbert, W. Va., E. O. G. 20, Deep Mine, Maximum Truck Price Group No. 5

Price classification.....
Rail shipments and railroad fuel.....
Truck shipment.....

Price classification.....
Rail shipments and railroad fuel.....
Truck shipment.....

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Rail shipments and railroad fuel.....
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Price classification.....
Rail shipments and railroad fuel.....
Truck shipment.....

PRESTON AND LEWIS COAL CO., WILLIAMSPORT, KY., PRESTON AND LEWIS MINE, MINNERS CREEK SEAM, MINE INDEX No. 7243, JOHNSON COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT, PARTISVILLE, KY., F. O. G. C1, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 2

	Size group Nos.												
	1	2	3	4	5	6	7	8	9	10	11, 12, 13	14	15, 16, 17
Price classification.....	D	D	D	D	E	E	E	E	C	C	A	G	G
Rail shipments and railroad fuel.....	405	395	385	370	370	349	329	315	315	370	325	295	295
Truck shipment.....	415	395	379	365	339	325	299	275					

RED-HELEN MINING CO., 1104 STAHLMAN BLDG., NASHVILLE, TENN., RED-HELEN MINE, GLEN MARY SEAM, MINE INDEX No. 7269, SCOTT COUNTY, TENN., SUBDISTRICT 6, RAIL SHIPPING POINT, HELENWOOD, TENN., F. O. G. 70, STRIP MINE, MAXIMUM TRUCK PRICE GROUP No. 5

	Size group Nos.												
	1	2	3	4	5	6	7	8	9	10	11, 12, 13	14	15, 16, 17
Price classification.....	O	O	O	O	K	M	L	H	F	H	E	K	K
Rail shipments and railroad fuel.....	360	355	340	340	335	330	325	320	350	325	315	300	295
Truck shipment.....	380	360	335	335	320	295	270	245					

REGAL ELKHORN COAL CO., PRESTONSBURG, KY., ABBOTT CREEK MINE, ELEGANT TOP STRATA SEAM, MINE INDEX No. 3660, FLOYD COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT, PRESTONSBURG, KY., F. O. G. C1, DEEP MINE

	Size group Nos.												
	1	2	3	4	5	6	7	8	9	10	11, 12, 13	14	15, 16, 17
Price classification.....											C		
Rail shipments and railroad fuel.....											310		
Truck shipments.....	350	339	335	335	320	295	269	245					

*Previously established.

SHORT BROTHERS MINING CO., MEALLY, KY., SHORT BROTHERS MINE, No. 1 SEAM, MINE INDEX No. 727, JOHNSON COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT, PARTISVILLE, KY., F. O. G. C1, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 2

	Size group Nos.												
	1	2	3	4	5	6	7	8	9	10	11, 12, 13	14	15, 16, 17
Price classification.....	D	D	D	D	E	E	E	E	C	C	A	G	G
Rail shipments and railroad fuel.....	405	395	385	370	370	349	329	315	315	370	325	295	295
Truck shipment.....	415	395	379	365	339	325	299	275					

This order shall become effective December 1, 1944.

(56 Stat. 23,765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4631)

Issued this 30th day of November 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-18250; Filed, Nov. 30, 1944;
4:26 p. m.]

[Supp. Order 99, Order 2]

FAITH MILLS, INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to § 1305.127 of Supplementary Order No. 99, and § 1372.101 (c) of Maximum Price Regulation 210, It is ordered:

(a) On and after December 1, 1944, Faith Mills, Inc., Averill Park, New York, may sell and deliver, and any person may buy and receive from it, the following designated fall and winter knitted

underwear, manufactured by Faith Mills, Inc., at prices not in excess of the following adjusted ceiling prices:

Style No.	Description	Adjusted Ceiling Price (per dozen)
O/U/N....	Men's union suit, rib knit, napped, 20% wool, 75% cotton, finished weight 17 to 17½ lbs., per dozen men size 42, regular sizes C-42.	\$21.40
Z/U/N....	Men's union suit, rib knit, napped, 100% wool, finished weight 17½ to 18½ lbs., per dozen men size 42, regular sizes C-42.	42.70

(b) The adjusted ceiling prices set forth in paragraph (a) above are the maximum prices at which the designated garments may be sold and delivered by Faith Mills, Inc. Such adjusted ceiling prices are subject to terms of 2/30 or Net/60 and to all allowances, price differentials and other trade practices, including price premiums for extra sizes, customarily used by Faith Mills, Inc.,

during 1942 on deliveries of comparable types of fall and winter knitted underwear.

(c) On and after December 1, 1944, the ceiling price for a sale at wholesale or at retail of any of the garments enumerated in paragraph (a) of this order, delivered directly to the seller by Faith Mills, Inc., on and after December 1, 1944, shall be determined in the following manner:

(1) The seller shall first find his "cost base" for the garment being priced, as follows:

Style No.: _____ Cost base (per dozen) \$23.50
O/U/N..... 41.00
Z/U/N..... 41.00

(2) The seller will then apply to this "cost base" for the garment being priced, his "initial percentage markup" determined in accordance with the appropriate rule set forth in subparagraph (3) of § 1372.102 (b) of Maximum Price Regulation 210 (Retail and Wholesale Prices for Fall and Winter Seasonal Commodities). The figure thus computed is the seller's ceiling price per dozen. This ceiling price divided by 12 is the ceiling price per garment.

(3) The ceiling prices determined under subparagraph (2) immediately above are subject to all terms, allowances, price differentials and other trade practices, including price premiums for extra sizes, customarily used by the seller during 1942 on sales and deliveries of comparable types of fall and winter knitted underwear.

(d) On and after December 1, 1944, Faith Mills, Inc., shall transmit to each purchaser, to whom it makes delivery, on or after that date, of any of the garments enumerated in paragraph (a) of this order, the following notice:

NOTICE OF ADJUSTED CEILING PRICES

The Office of Price Administration has adjusted our ceiling prices on certain knitted underwear garments pursuant to the provisions of Order No. 2, issued under Supplementary Order 99. In Column A below, you will find our adjusted ceiling prices for these garments.

Under this order the Office of Price Administration has established the method by which you are to determine your ceiling prices for these garments.

You are required by the Office of Price Administration to determine your ceiling prices for the specified styles by the following method: you first find the "cost base" for the garment being priced from Column B below. You then apply to this "cost base" your "initial percentage markup", determined in accordance with the appropriate rule set forth in subparagraph (3) of § 1372.102 (b) of Maximum Price Regulation 210. The figure thus computed is your ceiling price, per dozen, of the garment being priced. This ceiling price divided by 12 is the ceiling price per garment.

These ceiling prices are subject to all terms, allowances, price differentials and other trade

practices, including price premiums for extra sizes, customarily used by you during 1942 on sales and deliveries of comparable types of fall and winter knitted underwear.

Style No.	Column A Faith Mills, Inc.'s adjusted ceiling price (per dozen)	Column B Cost base to which you apply your "initial percentage markup" (per dozen)
O/U/N.....	\$21.49	\$20.50
Z/U/N.....	42.70	41.50

(e) The notice required to be sent by Faith Mills, Inc. to its customers, as provided in paragraph (d) above, shall be transmitted with, or be annexed to, the invoice, billing or other statement of price accompanying every shipment made by Faith Mills, Inc. of the garments enumerated in paragraph (a) of this order. This notice, with respect to style O/U/N, shall be sent instead of the notice required under § 1389.304 (b) of Maximum Price Regulation 221.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 1, 1944.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 30th day of November 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-18252; Filed, Nov. 30, 1944;
4:27 p. m.]

[Supp. Order 99,¹ Order 3]

CHALMERS KNITTING CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to § 1305.127 of Supplementary Order No. 99 and § 1372.101 (c) of Maximum Price Regulation 210, it is ordered:

(a) On and after December 1, 1944, Chalmers Knitting Company, Amsterdam, New York, may sell and deliver to any wholesaler, and any wholesaler may buy and receive from it, the following designated fall and winter knitted underwear, manufactured by Chalmers Knitting Company, at prices not in excess of the following adjusted ceiling prices:

Style	Description	Adjusted ceiling price (per dozen)
2371 (shirt)...	Men's random dyed, combed yarn, napped cotton shirt, finished weight 7½ lbs. on size 42, long sleeve, sizes 34 to 36.	\$8.14
2371 (drawers)...	Men's random dyed, combed yarn, napped cotton drawers, finished weight 6½ lbs. on size 40, ankle length, sizes 30 to 46.	8.83

¹ 9 F.R. 13521.

Style	Description	Adjusted ceiling price (per dozen)
3633.....	Men's bleached (cream) and dyed combed yarn cotton drawers, finished weight 4.6 lbs. on size 38, elastic back, ¾ length, snap front, sizes 30 to 46.	\$8.07
3634.....	Men's bleached (cream) and dyed combed yarn cotton drawers, elastic back, midway length, straight fly front, finished weight 3.3 lbs. on size 33, sizes 30 to 46.	4.71
6261.....	Men's random dyed, napped cotton union suit, finished weight 12 lbs. on size 42, sizes 34 to 46, long sleeve, ankle length.	11.53
6262.....	Men's random dyed, napped cotton union suit, finished weight 11¾ lbs. on size 42, sizes 34 to 46, short sleeve, ankle length.	10.79
7461.....	Men's random dyed, napped cotton union suit, finished weight 15 lbs. on size 42, sizes 34 to 46, long sleeve, ankle length.	12.09
7462.....	Men's random dyed, napped, cotton union suit, finished weight 13½ lbs. on size 42, sizes 36 to 46, short sleeve, ankle length.	12.03
8661 (shirt)...	Men's random dyed napped cotton shirt, finished weight 10¼ lbs. on size 42, sizes 36 to 46, long sleeve.	8.85
8661 (drawers)...	Men's random dyed napped cotton drawers, lace back, finished weight 8¼ lbs. on size 42, sizes 36 to 46, ankle length.	7.87
9362.....	Boys' random dyed, cotton union suit, finished weight 9 lbs. on size 32, short sleeve, case lot assortments, ankle length.	8.55
9364.....	Boys' random dyed, cotton union suit, finished weight 8½ lbs. on size 32, short sleeve, case lot assortments, knee length.	8.03

(b) The adjusted ceiling prices set forth in paragraph (a) above are the maximum prices at which the designated garments may be sold and delivered to wholesalers. Such adjusted ceiling prices are subject to terms of 2/10 E. O. M. and to all allowances, price differentials and other trade practices, including price premiums for extra sizes, customarily used by Chalmers Knitting Company during 1942 on deliveries of comparable types of fall and winter knitted underwear.

(c) On and after December 1, 1944, the ceiling price for a sale at wholesale of any of the garments enumerated in paragraph (a) of this order, delivered to the seller by Chalmers Knitting Company on and after December 1, 1944, shall be determined in the following manner:

(1) The seller shall first find his "cost base" for the garment being priced from the following table:

Style No.:	Cost base
2371 (shirt).....	\$7.50
2371 (drawers).....	7.50
3933.....	5.60
3934.....	4.40
6261.....	10.00
6262.....	10.00
7461.....	11.25
7462.....	11.25
8661 (shirt).....	7.50
8661 (drawers).....	7.50
9362.....	7.75
9364.....	7.75

(2) The seller will then apply to the "cost base" for the garment being priced, his "initial percentage markup" determined in accordance with the appropriate rule set forth in subparagraph (3)

of § 1372.102 (b) of Maximum Price Regulation 210 (Retail and Wholesale Prices for Fall and Winter Seasonal Commodities).

(3) The seller will then add to the amount found in (2) immediately above, the sum specified below for the style of garment being priced. This is the seller's new ceiling price for the garment being priced.

Style No.:	Amount of adjustment (per dozen)
2371 (shirt).....	\$0.10
2371 (drawers).....	.41
3933.....	.08
3934.....	.03
6261.....	1.18
6262.....	.43
7461.....	1.34
7462.....	.45
8661 (shirt).....	1.03
8661 (drawers).....	.15
9362.....	.56
9364.....	.11

(4) The ceiling prices established for sales at wholesale in this paragraph (c) are subject to all discounts, allowances, price differentials and other trade practices, including price premiums for extra sizes, which the seller used during 1942 on deliveries of comparable types of fall and winter knitted underwear.

(d) On and after December 1, 1944, Chalmers Knitting Company shall transmit to each wholesaler, to whom it makes delivery of any of the garments enumerated in paragraph (a) of this order, the following notice:

NOTICE OF ADJUSTED CEILING PRICES

The Office of Price Administration has adjusted our ceiling prices on certain knitted underwear garments pursuant to the provisions of Order No. 3, issued under Supplementary Order 99. In column A below you will find our adjusted ceiling prices for these garments.

Under this order the Office of Price Administration has established the method by which you, as a wholesaler, are to determine your ceiling prices for these garments.

You are required by the Office of Price Administration to determine your ceiling prices for the specified styles by the following method: You first find the "cost base" for the garment being priced from column B of the following table. You then apply to this "cost base" your "initial percentage markup" (determined in accordance with the appropriate rule set forth in subparagraph (3) of § 1372.102 (b) of Maximum Price Regulation 210. You then add to the amount so determined the sum specified in column C below for the style of garment being priced. This is your new ceiling price for the garment being priced.

[Regular sizes]

Style No.	Column A Chalmers' adjusted ceiling price (per dozen)	Column B Cost base to which wholesaler applies "initial percentage markup" (per dozen)	Column C Amount of adjustment which wholesaler may add (per dozen)
2371 (shirt).....	\$8.14	\$7.50	\$0.10
2371 (drawers).....	8.83	7.50	.41
3933.....	6.07	5.60	.08
3934.....	4.71	4.40	.03
6261.....	11.53	10.00	1.18
6262.....	10.79	10.00	.43
7461.....	12.09	11.25	1.34
7462.....	12.03	11.25	.45
8661 (shirt).....	8.85	7.50	1.03
8661 (drawers).....	7.87	7.50	.15
9362.....	8.55	7.75	.56
9364.....	8.03	7.75	.11

Please note that, as a wholesaler, you are required by the Office of Price Administration to transmit to each retailer to whom you deliver any of the garments enumerated above on or after December 1, 1944, a notice in the following form, properly filled in by you with the information applicable to the particular garments being delivered by you to the retailer. You are required to complete this "Notice to Retailers" as follows: In Column A you shall list the ceiling prices of the particular styles being shipped which were in effect for you under Maximum Price Regulation 210 prior to the date of this order. In Column B you shall list the new ceiling prices which you determine in accordance with the method indicated in this notice to you. In Column C you shall list the difference between the amounts in Column A and Column B below for the respective styles. This notice, when properly completed by you, is to be transmitted with, or annexed to, the invoice, billing, or other statement of price accompanying every shipment made by you to your retail customers of the styles shipped to you by us.

NOTICE TO RETAILERS

The Office of Price Administration, pursuant to Order No. 3, issued under Supplementary Order 99, has permitted us to adjust our ceiling prices on the following garments sold and delivered by us to you on or after December 1, 1944.

Style number	Column A		Column B		Column C	
	Our old ceiling price (per dozen)		Our new ceiling price (per dozen)		Our adjustment (difference between old and new ceiling prices) (per dozen)	
	Regular sizes	Extra sizes	Regular sizes	Extra sizes	Regular sizes	Extra sizes
2371 (shirt).....						
2371 (drawers).....						
3333.....						
3334.....						
6201.....						
6202.....						
7401.....						
7402.....						
8601 (shirt).....						
8601 (drawers).....						
9302.....						
9304.....						

Please note that the Office of Price Administration has ruled that you may not increase your ceiling prices for these garments. You must continue to sell these garments at or below the ceiling prices already established by you pursuant to Maximum Price Regulation 210 and you may not in any case include the amount of the adjustments set forth in Column C above in the cost base on which your ceiling price is computed under that regulation.

(e) The notice required to be sent by Chalmers Knitting Company to its wholesale customers, as provided in paragraph (d) above, and containing the information applicable to the styles of garments included in the particular shipment, shall be transmitted with, or be annexed to, the invoice, billing, or other statement of price accompanying every shipment made by Chalmers Knitting Company of any of the garments enumerated in para-

graph (a) of this order. This notice, with respect to any garment for which Chalmers Knitting Company is permitted an adjustment of its ceiling price under this order, shall be sent by Chalmers Knitting Company in lieu of the notice required under § 1309.304 (b) of Maximum Price Regulation 221.

(f) Any seller at wholesale, purchasing any of the enumerated garments of underwear from Chalmers Knitting Company, shall transmit to each of its own customers, at the time of delivery of any of these garments on and after December 1, 1944, the form of "Notice to Retailers" contained in the notice required to be sent to wholesalers by Chalmers Knitting Company under paragraph (d) above. This "Notice to Retailers" shall contain the information applicable to the styles of garments included in the particular shipment and shall be transmitted with, or be annexed to, the invoice, billing or other statement of price accompanying every shipment made by the wholesaler of any of the garments covered by this order. Each seller at wholesale shall complete this "Notice to Retailers" as follows: In Column A he shall list the ceiling prices, in effect for sales by him under Maximum Price Regulation 210, prior to this order, of the styles enumerated. In Column B he shall list his new ceiling prices determined in accordance with paragraph (c) of this order. In Column C he shall list the differences between the amounts in Column A and Column B for the respective styles.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 1, 1944.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7071; E.O. 9328, 8 F.R. 4631)

Issued this 30th day of November 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-18253; Filed, Nov. 30, 1944;
4:28 p. m.]

[Supp. Order 99; Order 4]

UTICA KNITTING CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to § 1305.127 of Supplementary Order No. 99, and § 1372.101 (c) of Maximum Price Regulation 210, it is ordered:

(a) Ceiling prices for sales by Utica Knitting Company. (1) On and after December 1, 1944, Utica Knitting Company, Utica, New York, may sell and deliver, and any person may buy and receive from it, the following designated fall and winter knitted underwear, manufactured by Utica Knitting Company at their Mill No. 9 in Anniston,

* 9 F.R. 13521.

Alabama, at prices not in excess of the following adjusted ceiling prices:

Style	Description	Adjusted ceiling price (per dozen)
P 10.....	Men's Fleece Rib napped cotton union suit, finished weight 19 lbs. per dozen on size 42, sizes 34-44.	5.15
E 10.....	Men's Fleece Rib cotton napped Union Suit (also cotton blacked and random), finished weight 19 lbs. per dozen on size 42, sizes 34-44.	8.03
E 12.....	Men's Fleece Rib cotton napped Union Suit (also cotton blacked and random), finished weight 12 lbs. per dozen on size 42, sizes 34-44.	9.07
E 14.....	Men's Fleece Rib cotton napped Union Suit (also cotton blacked and random), finished weight 11 lbs. per dozen on size 42, sizes 34-44.	1.12
E 16.....	Men's Fleece Rib cotton napped Union Suit (also cotton blacked and random), finished weight 13 lbs. per dozen on size 42, sizes 34-44.	11.42
7012.....	Men's Fleece Rib napped cotton Union Suit 12 lbs. per dozen, finished weight on size 42, sizes 34-44.	11.11
210 (shirt)...	Men's Fleece Rib napped cotton shirt (also cotton blacked and random) 8 lbs. finished weight on size 42, sizes 34-44.	6.07
31 (shirt)...	Men's Fleece Rib napped cotton shirt (also cotton blacked and random), 10 lbs. per dozen finished weight on size 42, sizes 34-44.	6.10
AL1.....	Boy's Fleece Rib napped cotton Union Suit (also cotton blacked and random), 7 lbs. per dozen finished weight on size 34, sizes 24-34.	5.07
AM1.....	Boy's Fleece Rib napped cotton Union Suit (also cotton blacked and random), 8 lbs. per dozen finished weight on size 34, sizes 24-34.	6.09
61BU.....	Boy's Fleece Rib napped cotton Union Suit (also cotton blacked and random) 10 lbs. per dozen finished weight, on size 34, sizes 24-34.	7.23

(2) The adjusted ceiling prices set forth in subparagraph (1) above are the maximum prices at which the designated garments may be sold and delivered. Such adjusted ceiling prices are subject to terms of net 10-30X and to all allowances, price differentials and other trade practices, including price premiums for extra sizes, customarily used by Utica Knitting Company during 1942 on deliveries of comparable types of fall and winter knitted underwear.

(b) Ceiling prices for sales at retail of garments sold directly to the retailer by Utica Knitting Company. On and after December 1, 1944, the ceiling price for a sale at retail of any of the garments listed in paragraph (a), delivered directly to the retailer by Utica Knitting Company on or after December 1, 1944, shall be determined in the following manner:

(1) The retailer shall first find his "cost base" for the garment being priced from the following table:

Style No.:	Cost base
P 10.....	67.50
E 10.....	8.00
E 12.....	8.50

Style No.—Continued.	Cost base
E 14.....	\$9.37½
E 16.....	10.00
7612.....	10.75
2/1 (shirt).....	5.65
3/1 (shirt).....	6.30
AL/1.....	5.25
AM/1.....	5.87½
91BU.....	6.25

(2) The retailer will then apply to the "cost base" for the garment being priced, his "initial percentage markup," determined in accordance with the appropriate rule set forth in subparagraph (3) of § 1372.102 (b) of Maximum Price Regulation 210 (Retail and Wholesale Prices for Fall and Winter Seasonal Commodities). The figure thus computed, divided by 12, is the ceiling price per garment.

(c) *Ceiling prices for sales at wholesale.* (1) On and after December 1, 1944, the ceiling price for a sale at wholesale of any of the garments listed in paragraph (a), delivered to the wholesaler by Utica Knitting Company on or after December 1, 1944, shall be determined by the wholesaler in the following manner:

(i) The wholesaler shall find his "cost base" for the garment being priced from the table set forth in paragraph (b) above.

(ii) The wholesaler will then apply to the "cost base" for the garment being priced, his "initial percentage markup," determined in accordance with the appropriate rule set forth in subparagraph (3) of § 1372.102 (b) of Maximum Price Regulation 210 (Retail and Wholesale Prices for Fall and Winter Seasonal Commodities).

(iii) The wholesaler will then add to the amount found in (ii) immediately above, the sum specified below for the style of garment being priced. The figure thus computed is the ceiling price, per dozen.

Style No.:	Amount of adjustment (per dozen)
P 10.....	\$0.56
E 10.....	.30
E 12.....	.71
E 14.....	.75
E 16.....	1.02
7612.....	.13
2/1 (shirt).....	.38
3/1 (shirt).....	.45
AL/1.....	.51
AM/1.....	.58
91BU.....	.77

(2) The ceiling prices established for sales at wholesale in this paragraph (c) are subject to all discounts, allowances, price differentials and other trade practices, including price premiums for extra sizes, which the wholesaler used during 1942 on deliveries of comparable types of fall and winter knitted underwear.

(d) *Notice which Utica Knitting Company must send to retailers.* (1) On and after December 1, 1944, Utica Knitting Company shall transmit to each retailer to whom it makes delivery of any of the garments listed in paragraph (a) of this order, the following notice:

NOTICE OF ADJUSTED CEILING PRICES

The Office of Price Administration has adjusted our ceiling prices on certain knitted underwear garments pursuant to the provisions of Order No. 4, issued under Sup-

plementary Order 99. In Column A below you will find our adjusted ceiling prices for these garments.

Under this order the Office of Price Administration has established the method by which you, as a retailer, are to determine your ceiling prices for these garments.

You are required by the Office of Price Administration to determine your ceiling prices for the specified styles by the following method: You first find the "cost base" for the garment being priced from Column B of the following table. You then apply to this "cost base" your "initial percentage markup" (determined in accordance with the appropriate rule set forth in subparagraph (3) of paragraph (b) of § 1372.102 of Maximum Price Regulation 210). You then divide this amount by 12. The resulting amount is your new ceiling price per garment.

Style No.	Column A Utica's adjusted ceiling price	Column B Cost base to which retailer applies "initial percentage markup"
	Per dozen	Per dozen
P 10.....	\$9.38	\$7.50
E 10.....	8.63	8.00
E 12.....	9.67	8.50
E 14.....	10.62	9.37½
E 16.....	11.42	10.00
7612.....	11.14	10.75
2/1 (shirt).....	6.25	5.65
3/1 (shirt).....	6.90	6.30
AL/1.....	5.96	5.25
AM/1.....	6.69	5.87½
91BU.....	7.23	6.25

(2) The notice required to be sent by Utica Knitting Company to its retail customers, as provided in this paragraph (d) and containing the information applicable to the styles of the enumerated garments included in the particular shipment, shall be transmitted with, or annexed to, the invoice, billing or other statement of price accompanying every shipment made directly to retailers by Utica Knitting Company after November 30, 1944, of any of the garments listed in paragraph (a) of this order. This notice, with respect to any garment for which Utica Knitting Company is permitted to adjust its ceiling price under this order, shall be sent by Utica Knitting Company in lieu of the notice required under § 1389.304 (b) of Maximum Price Regulation 221.

(e) *Notice which Utica Knitting Company must send to wholesalers.* (1) On and after December 1, 1944, Utica Knitting Company shall transmit to each wholesaler, to whom it makes delivery on and after December 1, 1944, of any of the garments listed in paragraph (a) of this order, the following notice:

NOTICE OF ADJUSTED CEILING PRICES

The Office of Price Administration has adjusted our ceiling prices on certain knitted underwear garments pursuant to the provisions of Order No. 4, issued under Supplementary Order 99. In Column A below you will find our adjusted ceiling prices for these garments.

Under this order the Office of Price Administration has established the method by which you, as a wholesaler, are to determine your ceiling prices for these garments.

You are required by the Office of Price Administration to determine your ceiling prices for the specified styles by the following method: You first find the "cost base" for the garment being priced from Column B of the following table. You then

apply to this "cost base" your "initial percentage markup" (determined in accordance with the appropriate rule set forth in subparagraph (3) of § 1372.102 (b) of Maximum Price Regulation 210). You then find your new ceiling price by adding to the amount thus determined, the amount specified in Column C below for the style of garment being priced.

Style No.	Column A Utica's adjusted ceiling price	Column B Cost base to which wholesaler applies "initial percentage markup"	Column C Amount of adjustment which wholesaler may add
	Per dozen	Per dozen	Per dozen
P 10.....	\$9.38	\$7.50	\$0.56
E 10.....	8.63	8.00	.30
E 12.....	9.67	8.50	.71
E 14.....	10.62	9.37½	.75
E 16.....	11.42	10.00	1.02
7612.....	11.14	10.75	.13
2/1 (shirt).....	6.25	5.65	.38
3/1 (shirt).....	6.90	6.30	.45
AL/1.....	5.96	5.25	.51
AM/1.....	6.69	5.87½	.58
91BU.....	7.23	6.25	.77

Please note that, as a wholesaler, you are required by the Office of Price Administration to transmit to each retailer to whom you deliver any of the garments listed above on or after December 1, 1944, a notice in the following form, properly filled in by you with the information applicable to the particular garments being delivered by you to the retailer. You are required to complete this "Notice to Retailers" as follows: In Column A you shall list the ceiling prices of the particular styles being shipped which were in effect for you under Maximum Price Regulation 210 prior to the date of this order. In Column B you shall list the new ceiling prices which you determine in accordance with the method indicated in this notice to you. In Column C you shall list the difference between the amounts in Column A and Column B below for the respective styles. This notice, when properly completed by you, is to be transmitted with, or annexed to, the invoice, billing, or other statement of price accompanying every shipment made by you to your retail customers of the styles shipped to you by us.

NOTICE TO RETAILERS

The Office of Price Administration, pursuant to Order No. 4, issued under Supplementary Order 99, has permitted us to adjust our ceiling prices on the following garments, sold and delivered by us to you on or after December 1, 1944.

Style number	Column A Our old ceiling price (per dozen)	Column B Our new ceiling price (per dozen)	Column C Our adjustment (difference between old and new ceiling price) (per dozen)
	Regular sizes	Extra sizes	Regular sizes
			Extra sizes
P 10.....
E 10.....
E 12.....
E 14.....
E 16.....
7612.....
2/1 (shirt).....
3/1 (shirt).....
AL/1.....
AM/1.....
91BU.....

Please note that the Office of Price Administration has ruled that you may not increase your ceiling prices for these garments. You must continue to sell these garments at or below the ceiling prices already established by you pursuant to Maximum Price Regulation 210 and you may not in any case include the amount of the adjustments set forth in Column C above in the cost base on which your ceiling price is computed under that regulation.

(2) The notice required to be sent by Utica Knitting Company to its wholesalers, as provided in this paragraph (e), and containing the information applicable to the styles of garments included in the particular shipment, shall be transmitted with, or be annexed to, the invoice billing or other statement of price, accompanying every shipment made by Utica Knitting Company of any of the garments listed in paragraph (a) of this order. This notice, with respect to any garment for which Utica Knitting Company is permitted an adjustment of its ceiling price under this order, shall be sent by Utica Knitting Company in lieu of the notice required under § 1389.304 (b) of Maximum Price Regulation 221.

(f) *Notice which wholesalers must send to retailers.* Any seller at wholesale, purchasing any of the listed garments from Utica Knitting Company, shall transmit to each of its own customers, at the time of delivery of any of these garments on and after December 1, 1944, the form of "Notice to Retailers" contained in the notice required to be sent to wholesalers by Utica Knitting Company under paragraph (e) above. This "Notice to Retailers" shall contain the information applicable to the styles of garments included in the particular shipment and shall be transmitted with, or be annexed to, the invoice, billing or other statement of price accompanying every shipment made by the wholesaler of any of the garments covered by this order. Each seller at wholesale shall complete this "Notice to Retailers" as follows: In Column A he shall list the ceiling prices in effect for sales by him under Maximum Price Regulation 210, prior to this order, of the styles listed. In Column B he shall list his new ceiling prices determined in accordance with paragraph (c) of this order. In Column C he shall list the differences between the amounts in Column A and Column B for the respective styles.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective December 1, 1944.

(56 Stat. 23, 765; 57 Stat. 566, Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 30th day of November 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-18254; Filed, Nov. 30, 1944; 4:28 p. m.]

No. 241—5

[MPR. 183, Rev. Order 559]

ABRAM COX MANUFACTURING Co.

AUTHORIZATION OF MAXIMUM PRICES

Order No. 589 under § 1499.153 of Maximum Price Regulation 183 is redesignated Revised Order 589 and is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to § 1499.153 of Maximum Price Regulation 183; *It is ordered:*

(a) The maximum prices for sales by the Abram Cox Manufacturing Company, Lansdale, Pennsylvania, successors to the William Thompson Foundry Company of the following models of cast-iron warm-air pipe furnaces including casings and tops shall be the following list prices subject to the discounts indicated, with actual freight allowed up to but not exceeding 30 cents a hundred weight:

Model	Maximum list price	Discounts	
		Sales to jobbers	Sales to heating and plumbing contractors and dealers
18T36 active novelty.....	\$49.50	25-5-5	15
20T40 active novelty.....	\$61.50	25-5-5	15

(b) The maximum prices for sales by all non-stocking jobbers (drop-shipment jobbers) of the Abram Cox Manufacturing Company of the following models of cast-iron warm-air pipe furnaces including casings and tops shall be the following maximum list prices, subject to the discounts indicated, with actual freight allowed from point of manufacture up to but not exceeding 30 cents a hundredweight:

Model	Maximum list price	Discounts	
		Sales to jobbers	Sales to heating and plumbing contractors and dealers
18T36 active novelty.....	\$49.50	25-5-5	15
20T40 active novelty.....	\$61.50	25-5-5	15

(c) The maximum prices for sales by all stocking jobbers, and all dealers for the models of cast-iron warm-air pipe furnaces set forth in (b) shall be determined in accordance with the applicable sections of the General Maximum Price Regulation.

(d) All plumbing and heating contractors who sell the cast-iron warm-air pipe furnace set forth in (b) on an installed basis, shall determine their maximum prices in accordance with Revised Maximum Price Regulation 251.

(e) The Abram Cox Manufacturing Company shall notify every purchaser

other than a non-stocking jobber at the time of the first invoice substantially as follows:

Revised Order No. 589 under § 1499.153 of Maximum Price Regulation 183, issued by the Office of Price Administration on December 1, 1944, and made effective December 2, 1944, revised, as shown below, our maximum list prices for the following cast-iron warm-air furnaces:

Model and old list price:	Revised list price
18T36 Active Novelty, \$33.14.....	\$49.50
20T40 Active Novelty, \$33.15.....	\$61.50

You are advised that the Office of Price Administration regulation requires that you must establish your revised maximum prices for the Model 18T36 and Model 20T40 furnaces in accordance with the applicable section of the General Maximum Price Regulation.

Maximum prices for all other cast-iron warm-air furnaces originally established by Order No. 589 have been revoked.

(f) The Abram Cox Manufacturing Company shall notify each of its non-stocking jobbers of the maximum prices established for them under this revised order.

(g) The Abram Cox Manufacturing Company shall not sell or deliver after the effective date of this Revised Order No. 589 any of the models of cast-iron warm-air furnaces covered by the original Order 589, except Models 18T36 Active Novelty and 20T40 Active Novelty, until such time as maximum prices for such models have been authorized by the Office of Price Administration.

(h) This Revised Order No. 589 may be revoked or amended by the Price Administrator at any time.

(i) This Revised Order No. 589 shall become effective December 2, 1944.

Issued this 1st day of December 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-18235; Filed, Dec. 1, 1944; 11:49 a. m.]

Regional and District Office Orders.

[Region I Order G-32 Under 18 (c), Amdt. 1]

FIREWOOD IN CONNECTICUT

An opinion accompanying this amendment has been issued simultaneously herewith.

Order No. G-32 under section 18 (c) of the General Maximum Price Regulation is amended in the following respects.

1. Paragraphs (e), (f) and (g) are redesignated (f), (g) and (h) respectively and paragraph (e) is amended to read as follows:

(e) *Invoices and records.* Every person making a sale of firewood for which a maximum price is set by this order shall give the purchaser or his agent at the time of the sale an invoice or other memorandum of sale, which shall show:

- (1) The date of sale,
- (2) The name and address of the buyer and seller,
- (3) The quantity of firewood sold,
- (4) Description of firewood sold, in the same manner as it is described in this order. (This shall include the kind of wood, i. e., hard, soft or mixed, and length of pieces of wood.)

(5) Place of sale, (If the price is dependent on place of delivery, then the place of delivery shall be stated.)

(6) The total price of the wood.
On the invoice or memorandum, a separate statement shall be made of any discounts and of each service rendered such as delivery, carrying and stacking, and the charge made for each such service.

The seller shall keep an exact copy of such invoice or memorandum for a period of two years and such copy shall be made available for inspection by the Office of Price Administration.

This amendment to Order No. G-32 shall become effective November 22, 1944.

NOTE: The record-keeping provision of this order has been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(56 Stat. 23, 765, 57 Stat. 566, Pub. Law 383, 78th Cong., E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681)

Issued this 15th day of November 1944.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 44-18223; Filed, Nov. 30, 1944; 1:43 p. m.]

[Region I Order G-35 Under 18 (c), Amdt. 1]

FIREWOOD IN VERMONT

An opinion accompanying this amendment has been issued simultaneously herewith.

Order No. G-35 under section 18 (c) of the General Maximum Price Regulation is amended in the following respects:

1. Paragraphs (e), (f) and (g) are redesignated (f), (g) and (h), respectively and paragraph (e) is amended to read as follows:

(e) *Invoices and records.* Every person making a sale of firewood for which a maximum price is set by this order shall give the purchaser or his agent at the time of the sale an invoice or other memorandum of sale, which shall show:

- (1) The date of sale,
- (2) The name and address of the buyer and seller,
- (3) The quantity of firewood sold,
- (4) Description of firewood sold, in the same manner as it is described in this order. (This shall include the kind of wood, i. e., first quality firewood or second quality firewood and length of pieces of wood.)

(5) Place of sale. (If the price is dependent on place of delivery, then the place of delivery shall be stated.)

(6) The total price of the wood.
On the invoice or memorandum, a separate statement shall be made of any discounts and of each service rendered

such as delivery, carrying and stacking, and the charge made for each such service.

The seller shall keep an exact copy of such invoice or memorandum for a period of two years and such copy shall be made available for inspection by the Office of Price Administration.

This amendment to Order No. G-31 shall become effective November 22, 1944.

NOTE: The record-keeping provision of this order has been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law, 383, 78th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681)

Issued this 15th day of November 1944.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 44-18224; Filed, Nov. 30, 1944; 1:44 p. m.]

[Region II Order G-45 Under RMPR 122, Amdt. 2]

PENNSYLVANIA ANTHRACITE IN NEW YORK

Pennsylvania Anthracite Delivered by Dealers in Chemung, Chenango, Cortland, Delaware, Otsego, Schuyler, Steuben, Sullivan, Tioga, Tompkins, and Yates Counties, and in Designated Portions of Broome County—State of New York—Coal Area IX.

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by §§ 1340.260 and 1340.259 (a) (1) of Revised Maximum Price Regulation No. 122, Order No. G-45 is amended in the following respects:

1. Paragraph (a) (1) is amended to have the last sentence of the introductory subparagraph read as follows: "That area comprises eleven counties in the State of New York, and part of a twelfth, falling into fourteen zones as follows."

2. The description of Zone 11 contained in paragraph (a) (1) is amended to read as follows:

Zone 11—Zone 11 includes all of Yates County except the Towns of Potter and Middlesex; it also includes the Towns of Prattsburg and Pulteney in Steuben County.

3. A new zone designated "Zone 14" is added to paragraph (a) (1) immediately after the description of "Zone 13" to read as follows:

Zone 14—Zone 14 includes the Towns of Potter and Middlesex in Yates County.

4. Paragraph (a) (2) is amended to read as follows:

(2) *Schedules of prices, charges and discounts.* The applicable prices, authorized charges, and required discounts, from which you shall determine the maximum prices for designated sizes and quantities of anthracite delivered within Zones 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, and 14 are set forth in Schedules I, II, III, IV, V, VI, VII, VIII, IX, X, XI, XII, XIII, and XIV, respectively.

5. Paragraph (a) (3) is amended by revising the first subparagraph to read as follows:

(3) *To what sales this order applies.* If you are a dealer in anthracite, you are bound by the prices, charges and discounts, and by all other provisions of this order for all deliveries within Zones 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, and 14.

6. Paragraph (c) (1) is amended to read as follows:

(c) *How to compute maximum prices.* You must figure your maximum price as follows:

(1) *Use the schedule which covers your sale.* (Schedule I contains a separate table of prices for "direct-delivery" sales and "yard sales" within Zone 1. You will find Schedule I in paragraph (d). In like manner Schedules II, III, IV, V, VI, VII, VIII, IX, X, XI, XII, XIII, and XIV contain separate tables of prices for similar sales in Zones 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, and 14, respectively. You will find Schedule II in paragraph (e), Schedule III in paragraph (f), Schedule IV in paragraph (g), Schedule V in paragraph (h), Schedule VI in paragraph (i), Schedule VII in paragraph (j), Schedule VIII in paragraph (k), Schedule IX in paragraph (l), Schedule X in paragraph (m), Schedule XI in paragraph (n), Schedule XII in paragraph (o), Schedule XIII in paragraph (p), and Schedule XIV in paragraph (q).

7. Paragraph (q) is redesignated paragraph (r), paragraph (r) is redesignated paragraph (s), paragraph (s) is redesignated paragraph (t), paragraph (t) is redesignated paragraph (u), paragraph (u) is redesignated paragraph (v), paragraph (v) is redesignated paragraph (w), paragraph (w) is redesignated paragraph (x), paragraph (x) is redesignated paragraph (y), paragraph (y) is redesignated paragraph (z), paragraph (z) is redesignated paragraph (aa), paragraph (aa) is redesignated paragraph (bb), paragraph (bb) is redesignated paragraph (cc), paragraph (cc) is redesignated paragraph (dd) and a new paragraph (q) is added to read as follows:

(q) *Schedule XIV.* Schedule XIV establishes specific maximum prices for certain sizes of anthracite, in certain specific quantities, delivered to or at any point within Zone 14. There is a separate table of prices for "direct-delivery" sales and "yard sales".

(1) *Sales on a "direct-delivery" basis.* For sales of anthracite of the sizes and in the quantities specified.

Size	Per net ton	Per net 1/2 ton	Per net 3/4 ton	Per 100 lbs. for sales of 100 lbs. or more, but less than 3/4 ton
Broken, egg, stove, nut.....	\$14.15	\$7.00	\$3.95	\$0.80
Pea.....	12.65	6.35	3.75	.80
Buckwheat.....	10.25	5.15	2.95	.70
Rice.....	9.10	4.55	2.70	.65
Barley.....	8.10	4.05	2.45
Screenings.....	4.00	2.00

Required discounts. You shall deduct from the prices set forth in table (1) of this schedule, on sales and deliveries of all sizes except screenings, in quantities of one ton or more, a discount of 50¢ per net ton where payment is made within ten days after delivery. Nothing in this subparagraph requires you to sell on other than a cash basis.

MAXIMUM AUTHORIZED SERVICE CHARGES

Special service rendered at the request of the purchaser
 "Carry" or "Wheel" (except for sales amounting to less than one ton). 50¢ per net ton.
 Carrying upstairs or downstairs for each full flight above or below the ground floor (except for sales amounting to less than one ton). This charge shall be in addition to any charge for "carry" or "wheel."
 For deliveries involving hauling beyond four miles from the dealer's yard. 50¢ per net ton for each four miles or fraction thereof beyond four miles from the dealer's yard.

(2) "Yard sales". For sales of anthracite of the sizes and in the quantities specified.

Size	Per net ton for sales of ½ ton or more	Per 100 lbs. for sales of 100 lbs. or more, but less than ½ ton
Broken, egg, stove, nut.....	\$13.65	\$9.69
Pea.....	12.15	.70
Buckwheat.....	9.75	.69
Rice.....	8.69	.55
Barley.....	7.60	-----
Screenings.....	3.00	-----

Required discounts. You shall deduct from the prices set forth in table (2) of this schedule, on sales and deliveries of all sizes except screenings, in quantities of one ton or more, a discount of 50¢ per net ton where payment is made within ten days after delivery. Nothing in this subparagraph requires you to sell on other than a cash basis.

This Amendment No. 2 to Order No. G-45 shall become effective November 27, 1944.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 21st day of November 1944.

DANIEL P. WOOLLEY,
Regional Administrator.

[F. R. Doc. 44-18225; Filed, Nov. 30, 1944; 1:43 p. m.]

[Region II Order G-49 Under RMFR 122, Correction]

PENNSYLVANIA ANTHRACITE IN DUTCHESS AND PUTNAM COUNTIES, N. Y.

1. Paragraph (a) (3) is corrected to have the second subparagraph thereunder read as follows:

You shall determine the maximum price for "direct-delivery" sales, as hereinafter defined, by reference to the appropriate schedule of this order covering the zone to which delivery is made, whether or not you are located in one of the two zones.

This correction shall become effective as of October 30, 1944.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681)

Issued this 20th day of November 1944.

DANIEL P. WOOLLEY,
Regional Administrator.

[F. R. Doc. 44-18226; Filed, Nov. 30, 1944; 1:43 p. m.]

[Raleigh Rev. Order G-1 Under Gen. Order 50, Correction]

MAXIMUM PRICES FOR MALT AND CEREAL BEVERAGES IN RALEIGH, N. C., DISTRICT

The second sentence of Section 15 of Revised Order No. G-1 under General Order No. 50 is corrected to read as follows: "If you are a seller subject to this order, your license may be suspended for violation of the license or of the order."

This correction shall become effective September 20, 1944.

Issued this 19th day of September 1944.

THEODORE S. JOHNSON,
District Director.

[F. R. Doc. 44-16221; Filed, Nov. 30, 1944; 1:44 p. m.]

[Region IV Order G-27 Under RMFR 123]

SOLID FUELS IN MACON, GA., AREA

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator, Region IV, Office of Price Administration, by § 1340.260 of Revised Maximum Price Regulation No. 122, it is hereby ordered:

(a) *What this order does.* (1) This order establishes maximum prices for sales of specified solid fuels when the delivery is made to any point in the area set out in paragraph (c) hereinafter.

(2) Paragraph (c) of this order contains a price schedule applicable to sales of the solid fuels named therein. Special charges and discounts applicable to such sales are likewise found in that paragraph.

(b) *What this order prohibits.* Regardless of any contract, agreement, or other obligation, no person shall:

(1) Sell or, in the course of trade or business, buy solid fuels at prices higher than the maximum prices set by this order, but less than maximum prices may, at any time, be charged, paid or offered; or

(2) Obtain a higher than maximum price by:

(i) Charging for a service which is not expressly requested by the buyer or which is not specifically authorized by this order;

(ii) Using any tying agreement by making any requirement that anything other than the fuel requested by the buyer be purchased by him; or

(iii) Using any other device by which a higher than maximum price is obtained directly or indirectly.

(c) *Price schedule; consumer sales.*

(1) This price schedule sets forth maximum prices for sales of specified solid fuels when delivery is made within the corporate limits of the City of Macon, Georgia, and within the area lying within fifteen miles of the corporate limits of said city by the most direct highway route.

(i) "Direct delivery or domestic" basis.

HIGH VOLATILE BITUMINOUS COAL FROM DISTRICT NO. 8

Size	Per ton (2000 lbs.)	Per ½ ton (1000 lbs.)	Per ¼ ton (500 lbs.)
Egg.....	\$9.55	\$4.69	\$2.51
Pea (Blue Gam).....	10.69	5.13	2.63
Block.....	10.15	5.29	2.65
Block (May Power, Blue Gam, Royal, and Red Clover).....	10.45	5.35	2.73
Stoker.....	9.65	4.65	2.65
Block.....	7.59	3.83	2.00

(2) *Maximum authorized service charges and required deductions—*(i) *Southern Appalachian coal.* On High Volatile Bituminous coals from District No. 8, Sub-district No. 6 (Southern Appalachian) the above prices may be increased by 15¢ per ton, 8¢ per half ton, and 4¢ per quarter ton.

(ii) *Carrying or wheeling from curb to bin.* If buyer requests such service, the dealer may not charge more than 50¢ per ton therefor.

(iii) *Sacked coal.* For egg coal sold in sacks at the yard, the dealer may charge at the rate of not more than 50¢ per 80 pounds. For lump coal sold in sacks at the yard, the dealer may charge at the rate of not more than 60¢ per 80 pounds. For deliveries of not less than 10 sacks of egg coal, the dealer may charge not more than 60¢ per 80 pounds.

(iv) *Yard sales.* When buyer picks up coal at the dealer's yard, the domestic price must be reduced at least 50¢ per ton.

(v) *Quantity discounts.* When a buyer purchases coal in quantities of ten (10) tons or more, the dealer must reduce the domestic price at least 50¢ per ton.

(vi) If a dealer's supplier has subjected the coal to oil or calcium chloride treatment to allay dust or to prevent freezing and makes a charge therefor, the dealer selling such coal may add to the applicable maximum price set by this order the amount of such charge, not to exceed 10¢ per net ton. Any such treat-

ment charge shall be stated separately from all other charges on the invoice.

(vii) *Delivery zone.* The dealer may make no extra charge for delivery within the corporate limits of Macon, Georgia. For deliveries beyond such corporate limits and within fifteen miles thereof, the dealer may add not more than 10¢ per ton per mile and may make a minimum charge of 50¢ for each such delivery, said mileage to be determined by the actual highway mileage from the corporate limits to the point of delivery by the most direct highway route. Such delivery charge, if added, must be stated separately from all other charges on the invoice.

(viii) *Terms for credit.* If the buyer requests the dealer to extend credit, the dealer may add not more than 50¢ per ton for the extension of credit.

(d) *Ex Parte 148 freight rate increase; transportation tax.*—(1) *The freight rate increase.* Since the Ex Parte 148 freight rate increase has been rescinded by the Interstate Commerce Commission, the dealer's freight rates are the same as those of December, 1941; therefore, no dealer may increase any price specified herein on account of freight rates.

(2) *The transportation tax.* Only the transportation tax imposed by section 620 of the Revenue Act of 1942 may be collected, in addition to the maximum prices set by this order. It may be collected only if the dealer states such tax separately from the price of the coal on the invoice. (The tax need not be stated separately on sales to the United States or any agency thereof; see amendment 12 to Revised Maximum Price Regulation No. 122.) No part of this tax may be collected in addition to the maximum prices specified on sales of one-quarter ton or lesser amounts of coal, or on sales of any quantity of bagged coal.

(e) *Addition of increases in supplier's prices prohibited.* The maximum prices set by this order may not be increased by a dealer to reflect increases in his purchase cost or in his supplier's maximum prices occurring after the effective date hereof, but increases in the maximum prices set hereby, to reflect such increases are within the discretion of the Administrator or of the Regional Administrator of Region IV.

(f) *Power to amend or revoke.* This order, or any provision thereof, may be revoked, amended, or corrected at any time by the Administrator or by the Regional Administrator of Region IV.

(g) *Petitions for amendment.* Any person seeking an amendment of this order may file a petition for amendment with the Administrator in accordance with the provisions of Revised Procedural Regulation No. 1, or in the alternative, may file such petition with the Regional Administrator, Region IV, Office of Price Administration, Candler Building, Atlanta 3, Georgia. If such petition is filed with the Regional Administrator, action thereon shall be taken by him. When such a petition is filed with the Regional Administrator, all requirements of Revised Procedural Regulation No. 1, relative to the filing of such petitions, are applicable except the place of filing specified therein.

(h) *Applicability of other regulations.*—(1) *Licensing and registration.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violations of the license or of one or more applicable price schedules, regulations, or orders. A seller whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

(2) *Effect of this order on Revised Maximum Price Regulation No. 122.* To the extent applicable, the provisions of this order supersede the provisions of Revised Maximum Price Regulation No. 122.

(i) *Records and reports.* Every person making sales of solid fuels for which maximum prices are established by this order shall keep a record thereof showing the date, the name and address of the buyer, if known, the per net ton price charged, and the solid fuel sold. The solid fuel shall be identified in the manner in which it is described in this order. This record shall also separately state each service rendered and the charge made therefor.

(1) It is not necessary that these records or your maximum prices be filed with the War Price and Rationing Board.

(j) *Posting of maximum prices; sales slips and receipts.* (1) Each dealer subject to this order shall post all the maximum prices set hereby for all of his types of sales. He shall post his prices in his place of business in a manner plainly visible to, and understandable by, the purchasing public. He shall also keep a copy of this order available for examination by any person inquiring as to his prices for solid fuels.

(2) Every dealer selling solid fuels for the sale of which a maximum price is set by this order shall, within 30 days after the date of delivery of the fuel, give to the buyer a statement showing: the date of the sale, the name and address of the dealer and of the buyer, the kind, size, and quantity of the solid fuel sold, the price charged, and separately stating any item which is required to be separately stated by this order. This paragraph

(j) (2) shall not apply to sales of quantities of less than one-quarter ton or to sales of bagged coal unless the dealer customarily gave such a statement on such sales.

(3) In the case of all other sales, every dealer who during December, 1941 customarily gave buyers sales slips or receipts shall continue to do so. If a buyer requests of a seller a receipt showing the name and address of the dealer, the kind, size, and quantity of the solid fuel sold to him, or the price charged, the dealer shall comply with the buyer's request as made by him.

(k) *Enforcement.* (1) Persons violating any provisions of this order are subject to the civil and criminal penalties, including suits for treble damages, provided for by the Emergency Price Control Act of 1942, as amended.

(2) Persons who have any evidence of any violations of this order are urged to communicate with the nearest District

Office of the Office of Price Administration.

(1) *Definitions and explanations.* When used in this order the term:

(1) "Person" includes an individual, corporation, partnership, association, or any other organized group of persons or legal successor or representative of any of the foregoing, and includes the United States, any other government, or any agency or sub-division of any of the foregoing.

(2) "Sell" includes sell, supply, dispose, barter, exchange, lease, transfer, and deliver, and contracts and offers to do any of the foregoing. The terms, "sale", "selling", "sold", "seller", "buy", "purchase", and "purchaser" shall be construed accordingly.

(3) "Dealer" means any person selling solid fuels except producers or distributors making sales at or from a mine, a preparation plant operated as an adjunct of any mine, a coke oven, or a briquette plant.

(4) "Direct delivery" means dumping or chuting the fuel from the seller's truck directly into the buyer's bin or storage space; but, if this is physically impossible, the term means discharging the fuel directly from the seller's truck at a point where this can be done and at the point nearest and most accessible to the buyer's bin or storage space.

(1) "Direct delivery" of bagged fuel or of any fuel in one-quarter ton or lesser lots always means delivery to the buyer's storage space.

(5) "Carry" and "wheel" refer to movement of fuel to the buyer's bin or storage space by wheel barrow, barrel, sack, or otherwise from the seller's truck or from the point of discharge therefrom when made in the course of "direct delivery".

(6) "Yard sales" means deliveries made by the dealer in his customary manner, at his yard, or at any place other than his truck.

(7) "District No." refers to the geographical bituminous coal producing districts as delineated and numbered by the Bituminous Coal Act of 1937, as amended, as they have been modified by the Bituminous Coal Division and as in effect at midnight, August 23, 1943.

(8) "Lump, egg, stove, stoker, etc." sizes of bituminous coal refer to the size of such coal as defined in the Bituminous Coal Act of 1937, as amended, and as prepared at the mine in accordance with the applicable minimum price schedule as promulgated by the Bituminous Coal Division of the United States Department of the Interior and in effect (or established) as of midnight, August 23, 1943, except that "run-of-mine" shall be that size sold as such by the dealer.

(9) Except as otherwise provided herein, or except as the context may otherwise require, the definitions set forth in §§ 1340.255 and 1340.266 of Revised Maximum Price Regulation No. 122 shall apply to the terms used herein.

(m) This Order No. G-27 under Revised Maximum Price Regulation No. 122 incorporates substantially the same provisions as are found in Appendix IV to Order No. G-17 under Revised Maximum

Price Regulation No. 122, which Appendix was added by Amendment No. 4 to said Order No. G-17. As stated in the accompanying opinion, it has been necessary to allow certain increases in the prices of High Volatile Bituminous Coal from District No. 8, Sub-district No. 6 (Southern Appalachian). As of the effective date hereof, this Order No. G-27 supersedes said Appendix IV of Order No. G-17.

This order shall become effective November 27, 1944.

NOTE: The record keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Acts of 1942.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E. O. 9250, 7 F.R. 7371; E.O. 9328, 8 F.R. 4631)

Issued November 21, 1944.

ALEXANDER HARRIS,
Regional Administrator.

[F. R. Doc. 44-18222; Filed, Nov. 30, 1944;
1:44 p. m.]

[Region VII 2d Rev. Order G-4 Under
MPR 329]

FLUID MILK IN MONTANA

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and §1351.408 (a) (b) (c) (d) and (e) of Maximum Price Regulation No. 329, as amended, and for the reasons set forth in the accompanying opinion, this 2d Revised Order No. G-4 is issued.

(a) *Former orders superseded.* This 2d Revised Order No. G-4 supersedes Revised Order No. G-4 and Amendments No. 1 and No. 2 thereto, as of the effective date hereof.

(b) *State of Montana divided into two districts.* For the purposes of this 2d Revised Order No. G-4, the State of Montana is hereby divided into two districts; to be known as District No. 1 and District No. 2 as hereinafter defined.

(c) *Maximum prices for milk purchased from producers in the two districts in the State of Montana.* The maximum prices for milk purchased from producers in the two districts of the State of Montana upon and after the effective date of this 2d Revised Order No. G-4 shall be the maximum producer's price established under the provisions of the Agricultural Marketing Agreement Act of 1937, as amended, or the specific maximum prices set forth below when sold f. o. b. the producer's place of production, whichever is higher.

In District No. 1, 92¢ per pound of butterfat content

In District No. 2, 84¢ per pound of butterfat content

(d) *Fractional price adjustments.* Computations of the butterfat content of milk shall be carried out to the second decimal place, and fractions of a cent in price shall be adjusted upward to the next cent if the fraction is one-half or more, and shall be adjusted downward to the next cent if the fraction is less than one-half cent.

(e) *Exempt sales.* (1) This order shall not apply to sales and deliveries of milk at retail, whatever the container, or to sales at wholesale, except when made by a producer to a purchaser who bottles the same in glass or paper containers for resale for human consumption as fluid milk.

(2) This order shall not apply to purchases of bulk milk from producers for use in manufacturing dairy products such as butter, cheese, evaporated or condensed milk, casein, ice cream, or any other commercial or industrial milk product.

(f) *Applicability of other price regulations.* Except insofar as the same is contradictory or inconsistent with the terms and provisions of this 2d Revised Order, Maximum Price Regulation No. 329 shall remain in full force and effect and be applicable to all purchases of milk made under this order.

(g) *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation or schedule. A seller's license may be suspended for violations of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

(h) *Definitions.* (1) "Milk" means cow's milk in a raw, unprocessed and ungraded state which is produced for resale for human consumption as fluid milk.

(2) "In a raw, unprocessed and ungraded state" means unpasteurized and not sold or delivered in glass bottles or paper containers subject to municipal ordinance or other regulation as to butterfat content or bacteria count.

(3) "District No. 1" of the State of Montana means the municipalities of Seeley Lake in Missoula County, Anaconda in Deer Lodge County, Butte in Silver Bow County, Helena and East Helena in Lewis and Clark County, Great Falls in Cascade County, and Miles City in Custer County, and a distance of five miles beyond the respective corporate limits of each said municipality at all points, and the municipality of Forsyth in Rosebud County and a distance of twelve miles beyond the corporate limits thereof at all points.

(4) "District No. 2" of the State of Montana means all that part of the State not included within District No. 1 as defined in subparagraph (3) above.

(5) "Producer" means a farmer or other person or representative who owns, superintends, manages, or otherwise controls the operation of a farm or dairy lot on which milk is produced.

(i) *Right to revoke or amend.* This order may be revoked, modified, or amended at any time by the Price Administrator or the Regional Administrator.

(j) *Effective date.* This 2d Revised Order No. G-4 shall become effective on the 21st day of November, 1944.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7371, and E.O. 9328, 8 F.R. 4631)

Issued this 21st day of November 1944.

JOSEPH W. FINTOLD,
Acting Regional Administrator.

[F. R. Doc. 44-18174; Filed, Nov. 23, 1944;
12:15 p. m.]

[Phoenix Order 1 Under Restaurant MPR 2] POSTING REQUIREMENTS IN PHOENIX, ARIZ., DISTRICT

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the District Director of the Phoenix District Office of the Office of Price Administration by section 16 of Restaurant Maximum Price Regulation No. 2, it is hereby ordered:

SECTION 1. Posting requirements. If you own or operate an eating or drinking establishment, you must, on or before August 16, 1944, show on a poster to be supplied by the Office of Price Administration, your lawful ceiling prices for 40 food items, and meals, as set forth in this order.

(a) First, list on the poster as many of the food items and meals listed in Appendix A of this order, as you offer for sale and your ceiling prices for each. If you find in Appendix A several tables of food items and meals, choose the table most applicable to your establishment.

(b) If you do not offer all the 40 items listed in the applicable table in Appendix A, list first those which you do offer, placing them on the poster in the order in which they appear in Appendix A. Then add as many other items which you usually offer to bring the total number to 40, with your ceiling price for each item.

(c) If you do not offer as many as 40 items, place on the poster all the items which you do offer and your ceiling price for each.

(d) List a la carte items first. In listing meals, list the entree and then indicate the type of meal; for example, steak dinner, leg of lamb dinner, fillet of sole lunch, vegetable plate luncheon.

(e) The list of individual items may be printed or hand-lettered in ink on the poster in letters large enough so that it can be easily read by your customers.

(f) You must place the poster near the main entrance of your establishment, or in a conspicuous place so that it will be plainly visible to your customers.

Sec. 2. Filing of lists of posted prices. When you have made up the list of food items and meals to be posted, and your lawful ceiling price for each, you must make three copies of this list and send or deliver it to your local War Price and Rationing Board on or before August 21, 1944. Each copy must be clear and legible, dated, and signed by the owner or manager of your establishment, with the name and address of the establishment following the signature.

The War Price and Rationing Board shall check this list with your filed ceiling prices. If the prices check, the Board shall make a notation to this effect on one copy of the list and return it to you. You shall keep this copy in your establishment, and make it available for ex-

amination by any person during business hours.

If the prices on your list do not completely check with your filed ceiling prices, the Board will call you in for a conference, so that corrections can be made.

Sec. 3. Replacement of posters. If a poster is mutilated or becomes badly soiled, or otherwise damaged, it must be replaced by a new one which may be obtained from your War Price and Rationing Board upon presentation of the damaged poster. Erasures or changes of prices listed on the poster are prohibited. The new poster must be filled out exactly like the old one. Large establishments may receive extra posters.

Sec. 4. Geographical applicability. The provisions of this order extend to all eating and drinking establishments located within the Phoenix District of the Office of Price Administration.

Sec. 5. Exemptions. All establishments which are exempted from the provisions of Restaurant Maximum Price Regulation No. 2 are exempted from this order.

This order shall become effective August 9, 1944.

NOTE: The reporting and record-keeping provisions of Restaurant MPR 2 have been approved by the Bureau of the Budget, in accordance with the Federal Reports Act of 1942.

(56 Stat. 23, 765; Pub Law 151, 78th Cong., E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 5681)

Issued this 31st day of July 1944.

HARRY W. HILL,
District Director,

APPENDIX A

GROUPS OF FOOD ITEMS, ENTREES, AND BEVERAGES

The groups of food items, beverages, or entree (main dish) of the meal are as follows:

I. Food items or entree of meals

1. Fruit juices, vegetable juices, and similar items.
2. Appetizers, all types except alcoholic, fruit juices, vegetable juices, etc.
3. Cereals.
4. Eggs and combination egg dishes.
5. Bread, rolls, buns, toast, doughnuts, and similar items.
6. Jam, jellies, preserves, condiments, and similar items.
7. Griddle cakes, waffles, and similar items.
8. Soups, including jellied soups.
9. Steaks; T-bone, sirloin, porterhouse, tenderloin, and prime rib of beef.
10. Beef; steaks other than class 9, roasts, pot roasts, hamburgers, ground beef items, and similar items.
11. Veal; steaks, cutlets, chops, roasts, and similar items.
12. Pork; steaks, chops, ham, roasts, and similar items, except when served with eggs.
13. Lamb or mutton; chops, roasts, and similar items.
14. Prepared dishes such as stews, casseroles, meat pies, ragouts, curries, and similar items.
15. Miscellaneous and variety meats, such as livers and kidneys, and similar items.
16. Chicken; including broiled, fried, fricasee, creamed and similar items.
17. All other poultry, including roast chicken.
18. Game.

19. Fish.
20. Shell fish, including seafood platters and related stews.
21. All other prepared dishes, such as spaghetti and combinations, vegetable platter, baked beans and combinations, and Welsh Rarebit.
22. Chop suey, chow mein, and other Chinese foods.
23. Vegetables and salads, served as side dishes.
24. Salads served as main course in meal.
25. Cake, cookies, pies, pastries, and other baked goods.
26. Ice cream, sherbets, water ices, including combinations with syrup, cream, sodas, sundaes, milk shakes, and other soda fountain items including ice cream.
27. Season specialties; including but not limited to watermelons, cantaloupes, fresh fruits and fresh berries.
28. Fruits, puddings, cheese, and other dessert items.
29. Cold sandwiches with or without garnishings, salads, and vegetables.
30. Cold cut platters with or without garnishings, salads and vegetables.
31. Hot sandwiches, with or without garnishings, salad and vegetables.
32. Coffee, cocoa, chocolate, tea, milk, postum, and similar items, served hot or cold.

II. Beverages

1. Non-alcoholic beverages, including soft drinks not containing ice cream, sparkling and mineral waters.
2. Bottled malt beverages including beer, ale, near-beer, and similar beverages.
3. Draft malt beverages.
4. Wines, including sparkling wines.
5. Liquors, including whiskeys, gins, rums, brandies.
6. Cordials, including fruit liquors.
7. All other alcoholic beverages, including mixed drinks and cocktails.

40 BASIC FOOD ITEMS

Tomato juice a la carte.
Sea food cocktail a la carte.
Dry cereal with cream a la carte.
Two fried eggs.
Ham and eggs a la carte.
Griddle cakes (3) a la carte.
Soup a la carte.
Sirloin steak a la carte.
Chili and beans a la carte.
Combination Mexican food plate.
Chicken chop suey a la carte.
Combination vegetable salad bowl.
Pie per cut.
Dish of ice cream.
Malted milk.
Cold ham sandwich.
Lettuce and tomato sandwich.
Cold cuts of meat plate a la carte.
Hot beef sandwich.
Hamburger sandwich.
Coffee with cream and sugar.
Milk.
Roast prime ribs of beef dinner.
Veal cutlet dinner.
Baked (cured) ham dinner.
Roast lamb dinner.
Liver and bacon or onions dinner.
Fried chicken dinner.
Roast turkey dinner.
Fried rabbit dinner.
Sea bass dinner.
Pot roast of beef luncheon.
Corned beef and cabbage luncheon.
Pork chops (2) luncheon.
Lamb stew luncheon.
Meat pie luncheon.
Creamed chicken luncheon.
Fish pattie luncheon.
Spaghetti and meat balls luncheon.
Vegetable plate luncheon.

[F. R. Doc. 44-18219; Filed, Nov. 30, 1944; 1:44 p. m.]

[Phoenix Order 1 Under Restaurant MPR 2, Amdt. 1]

POSTING REQUIREMENTS IN PHOENIX, ARIZ., DISTRICT

Order No. 1 under Restaurant Maximum Price Regulation No. 2, issued by this office July 31, 1944, is hereby amended as follows:

1. In section 1 *Posting Requirement* "August 26, 1944", is hereby substituted for, and replaces, "August 16, 1944".

2. In section 2 *Filing of Lists of Posted Prices* "August 31, 1944" is hereby substituted for, and replaces "August 21, 1944".

Issued and effective this 9th day of August 1944.

HARRY W. HILL,
District Director.

[F. R. Doc. 44-18220; Filed, Nov. 30, 1944; 1:45 p. m.]

[Region VIII Order G-1 Under MPR 355]

FABRICATED MEAT CUTS IN SEATTLE, WASH., AREA

By virtue of the authority vested in me by the provisions of section 5 (c) of Maximum Price Regulation No. 338, section 5 (c) of Maximum Price Regulation No. 355 and section 5 (c) of Maximum Price Regulation No. 394, I am empowered to declare specific areas in the region under my jurisdiction to be deficient in supplies of fabricated meat cuts where I find that the following conditions exist therein:

(1) That purveyors of meals are unable to purchase fabricated meat cuts in volume sufficient to supply their requirements;

(2) That the deficiency in supplies of fabricated meat cuts is caused by the fact that sellers of fabricated meat cuts located in the area do not have adequate facilities or quotas to supply the demand;

(3) That purveyors of meals located in the area customarily have relied upon, and must continue to rely upon retail sellers for their necessary supplies of meat.

I have investigated the situation existing in the area under the jurisdiction of the Seattle District Office of the Office of Price Administration, which includes the counties of Chelan, Clallam, Grays Harbor, Island, Jefferson, King, Kitsap, Kittitas, Lewis, Mason, Pierce, San Juan, Skagit, Snohomish, Thurston, Whatcom, Yakima, Okanogan, and Pacific counties in the State of Washington, and as a result of that investigation I find:

(1) That purveyors of meals located in the area are unable to obtain supplies of fabricated meat cuts adequate to fill their needs. This conclusion is based upon the fact that the very few dealers in the area selling fabricated meat cuts do not have adequate facilities or quotas to supply the requirements of purveyors of meals located in the area. Purveyors of meals have customarily relied upon local retail dealers for supplies of meat sufficient to meet their requirements. Roughly 70% of the meat sold by purveyors is purchased from retailers, and these purchases must continue to be made from retailers in order for restaurants to continue operations.

This declaration shall be effective as of October 7, 1944.

(56 Stat. 23, 765, 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681, MPR No. 355, 8 F.R. 4423, MPR No. 394, 8 F.R. 6364)

Issued this 7th day of October 1944.

GEORGE MONCHARSH,
Acting Regional Administrator.

[F. R. Doc. 44-18227; Filed, Nov. 30, 1944;
1:42 p. m.]

[Region VIII Order G-2 Under MPR 355]

FABRICATED MEAT CUTS IN MARYSVILLE-YUBA CITY, CALIF., AREA

By virtue of the authority vested in me by the provisions of Section 5 (c) of Maximum Price Regulation No. 336, section 5 (c) of Maximum Price Regulation No. 355 and section 5 (c) of Maximum Price Regulation No. 394, I am empowered to declare specific areas in the region under my jurisdiction to be deficient in supplies of fabricated meat cuts where I find that the following conditions exist therein:

(1) That purveyors of meals are unable to purchase fabricated meat cuts in volume sufficient to supply their requirements;

(2) That the deficiency in supplies of fabricated meat cuts is caused by the fact that there are no sellers of fabricated meat cuts located in the area;

(3) That purveyors of meals located in the area customarily have relied upon, and must continue to rely upon retail sellers for their necessary supplies of meat.

I have investigated the situation existing in the area of Marysville and Yuba City, including the towns of Marysville and Yuba City and the area within a ten-mile radius from the corporate limits, thereof, and as a result of that investigation I find:

(1) That purveyors of meals located in the area are unable to obtain supplies of fabricated meat cuts adequate to fill their needs. This conclusion is based upon the fact that purveyors of meals within the area are unable to obtain fabricated meat cuts in sufficient volume to supply their requirements. The purchase of ration quotas of meat has been made by purveyors of meals from retail markets, for there are no wholesalers or hotel supply houses in the area who fabricate meat locally. Purveyors of meals have customarily relied upon retail dealers, and they must continue to rely upon retail sellers for supplies of meat sufficient to meet their requirements.

This declaration shall be effective as of October 9, 1944.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; MPR No. 355, 8 F.R. 4423; MPR No. 394, 8 F.R. 6364)

Issued this 9th day of October 1944.

GEORGE MONCHARSH,
Acting Regional Administrator.

[F. R. Doc. 44-18228; Filed, Nov. 30, 1944;
1:42 p. m.]

[Region VIII Order G-3 Under MPR 336]

FABRICATED MEAT CUTS IN STOCKTON CITY, CALIF., AREA

By virtue of the authority vested in me by the provisions of section 5 (c) of Maximum Price Regulation No. 336, section 5 (c) of Maximum Price Regulation No. 355, and section 5 (c) of Maximum Price Regulation No. 394, I am empowered to declare specific areas in the region under my jurisdiction to be deficient in supplies of fabricated meat cuts where I find that the following conditions exist therein:

(1) That purveyors of meals are unable to purchase fabricated meat cuts in volume sufficient to supply their requirements;

(2) That the deficiency in supplies of fabricated meat cuts is caused by the fact that there are no sellers of fabricated meat cuts located in the area;

(3) That purveyors of meals located in the area customarily have relied upon, and must continue to rely upon retail sellers for their necessary supplies of meat.

I have investigated the situation existing in the Stockton City Area including the City of Stockton and an area within two miles from the corporate limits thereof, and as a result of that investigation I find:

(1) That purveyors of meals located in the area are unable to obtain supplies of fabricated meat cuts adequate to fill their needs. This conclusion is based upon the fact that purveyors of meals within the area are unable to obtain fabricated meat cuts in sufficient volume to supply their requirements. The purchase of ration quotas of meat has been made by purveyors of meals from retail markets, for there are only two wholesale establishments fabricating meat locally. Due to inadequate facilities and quotas these two establishments are in a position to supply approximately 8 percent of the total requirements. Purveyors of meals have customarily relied upon retail dealers for approximately 92 percent of their fabricated meats, and they must continue to rely upon retail sellers for supplies of meat sufficient to meet their requirements.

This declaration shall be effective as of October 23, 1944.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; MPR No. 355, 8 F.R. 4423; MPR No. 394, 8 F.R. 6364; MPR No. 336, 8 F.R. 2859)

Issued this 23d day of October 1944.

CHAS. R. BARD,
Regional Administrator.

[F. R. Doc. 44-18229; Filed, Nov. 30, 1944;
1:42 a. m.]

[Region VIII Order G-4 Under MPR 336]

FABRICATED MEATS IN SACRAMENTO, CALIF., AREA

By virtue of the authority vested in me by the provisions of section 5 (c) of Maximum Price Regulation No. 336, section 5 (c) of Maximum Price Regulation

No. 355 and section 5 (c) of Maximum Price Regulation No. 394, I am empowered to declare specific areas in the region under my jurisdiction to be deficient in supplies of fabricated meat cuts where I find that the following conditions exist therein:

(1) That purveyors of meals are unable to purchase fabricated meat cuts in volume sufficient to supply their requirements;

(2) That the deficiency in supplies of fabricated meat cuts is caused by the fact that there are no sellers of fabricated meat cuts located in the area;

(3) That purveyors of meals located in the area customarily have relied upon, and must continue to rely upon retail sellers for their necessary supplies of meat.

I have investigated the situation existing in the Sacramento Area, including the City of Sacramento and an area within five miles of the corporate limits thereof (as measured by the shortest highway distance), and as a result of that investigation I find:

(1) That purveyors of meals located in the area are unable to obtain supplies of fabricated meat cuts adequate to fill their needs. This conclusion is based upon the fact that purveyors of meals within the area are unable to obtain fabricated meat cuts in sufficient volume to supply their requirements. The purchase of ration quotas of meat has been made by purveyors of meals from retail markets, for there are no wholesalers or hotel supply houses in the area who fabricate meat locally. Purveyors of meals have customarily relied upon retail dealers, and they must continue to rely upon retail sellers for supplies of meat sufficient to meet their requirements.

This declaration shall be effective as of November 25, 1944.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; MPR No. 336, 8 F.R. 2859; MPR No. 355, 8 F.R. 4423; MPR No. 394, 8 F.R. 6364)

Issued this 22d day of November 1944.

CHAS. R. BARD,
Regional Administrator.

[F. R. Doc. 44-18230; Filed, Nov. 30, 1944;
1:42 p. m.]

[Region VIII Order G-5 Under MPR 355]

FABRICATED MEAT CUTS IN GRASS VALLEY, CALIF., AREA

By virtue of the authority vested in me by the provisions of section 5 (c) of Maximum Price Regulation No. 336, section 5 (c) of Maximum Price Regulation No. 355 and section 5 (c) of Maximum Price Regulation No. 394, I am empowered to declare specific areas in the region under my jurisdiction to be deficient in supplies of fabricated meat cuts where I find that the following conditions exist therein:

(1) That purveyors of meals are unable to purchase fabricated meat cuts in volume sufficient to supply their requirements;

(2) That the deficiency in supplies of fabricated meat cuts is caused by the fact that there are no sellers of fabricated meat cuts located in the area;

(3) That purveyors of meals located in the area customarily have relied upon, and must continue to rely upon retail sellers for their necessary supplies of meat.

I have investigated the situation existing in the Grass Valley Area, including the City of Grass Valley and an area within seven miles of the corporate limits thereof (as measured by the shortest highway distance), and as a result of that investigation I find:

(1) That purveyors of meals located in the area are unable to obtain supplies of fabricated meat cuts adequate to fill their needs. This conclusion is based upon the fact that purveyors of meals within the area are unable to obtain fabricated meat cuts in sufficient volume to supply their requirements. The purchase of ration quotas of meat has been made by purveyors of meals from retail markets, for there are no wholesalers or hotel supply houses in the area who fabricate meat locally. Purveyors of meals have customarily relied upon retail dealers, and they must continue to rely upon retail sellers for supplies of meat sufficient to meet their requirements.

This declaration shall be effective as of November 25, 1944.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; MPR No. 336, 8 F.R. 2859; MPR No. 355, 8 F.R. 4423; MPR No. 394, 8 F.R. 6364)

Issued this 22d day of November 1944.

CHAS. R. BAIRD,
Regional Administrator.

[F. R. Doc. 44-18231; Filed, Nov. 30, 1944;
1:42 p. m.]

[Region VIII Order G-6 Under MPR 355]

FABRICATED MEAT CUTS IN WILLOWS, CALIF., AREA

By virtue of the authority vested in me by the provisions of section 5 (c) of Maximum Price Regulation No. 336, section 5 (c) of Maximum Price Regulation No. 355 and section 5 (c) of Maximum Price Regulation No. 394, I am empowered to declare specific areas in the region under my jurisdiction to be deficient in supplies of fabricated meat cuts where I find that the following conditions exist therein:

(1) That purveyors of meals are unable to purchase fabricated meat cuts in volume sufficient to supply their requirements;

(2) That the deficiency in supplies of fabricated meat cuts is caused by the fact that there are no sellers of fabricated meat cuts located in the area;

(3) That purveyors of meals located in the area customarily have relied upon, and must continue to rely upon retail sellers for their necessary supplies of meat.

I have investigated the situation existing in the Willows Area, including the City of Willows and an area within twenty miles of the corporate limits thereof (as measured by the shortest highway distance), and as a result of that investigation I find:

(1) That purveyors of meals located in the area are unable to obtain supplies of fabricated meat cuts adequate to fill their needs. This conclusion is based upon the fact that purveyors of meals within the area are unable to obtain fabricated meat cuts in sufficient volume to supply their requirements. The purchase of ration quotas of meat has been made by purveyors of meals from retail markets, for there are no wholesalers or hotel supply houses in the area who fabricate meat locally. Purveyors of meals have customarily relied upon retail dealers, and they must continue to rely upon retail sellers for supplies of meat sufficient to meet their requirements.

This declaration shall be effective as of November 25, 1944.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; MPR 336, 8 F.R. 2859; MPR No. 355, 8 F.R. 4423; MPR No. 394, 8 F.R. 6364)

Issued this 22d day of November 1944.

CHAS. R. BAIRD,
Regional Administrator.

[F. R. Doc. 44-18232; Filed, Nov. 30, 1944;
1:42 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Rev. General Order 51 were filed with the Division of the Federal Register November 30, 1944.

REGION I

Augusta Order 1-F, Amendment 21, covering fresh fruits and vegetables in certain areas in the State of Maine, filed 10:07 a. m.

Augusta Order 1-E, Amendment 22, covering fresh fruits and vegetables in certain areas in the State of Maine, filed 10:07 a. m.

REGION II

Altoona Order 1-F, Amendment 33, covering fresh fruits and vegetables in the areas of Altoona and Johnstown, filed 10:20 a. m.

Buffalo Order 1-F, Amendment 33, covering fresh fruits and vegetables in certain areas in the State of New York, filed 9:50 a. m.

Buffalo Order 2-F, Amendment 33, covering fresh fruits and vegetables in certain areas in the State of New York, filed 9:51 a. m.

Camden Order 3-F, Amendment 7, covering fresh fruits and vegetables in certain counties in New Jersey, filed 10:02 a. m.

Camden Order 4-F, Amendment 7, covering fresh fruits and vegetables in the Atlantic and Cape May Counties, N. J., filed 10:02 a. m.

Pittsburgh Order 1-F, Amendment 32, covering fresh fruits and vegetables in certain areas in the State of Pennsylvania, filed 9:52 a. m.

Syracuse Order 3-F, Amendment 11, covering fresh fruits and vegetables in certain areas in the State of New York, filed 10:08 a. m.

Syracuse Order P-2, Amendment 8, covering fresh fish and seafood in certain cities in New York, filed 10:08 a. m.

Syracuse Order P-2, Amendment 7, covering fresh fish and seafood in certain cities in New York, filed 10:08 a. m.

Syracuse Order P-3, Amendment 8, covering fresh fish and seafood in certain counties in New York, filed 10:08 a. m.

Syracuse Order P-3, Amendment 7, covering fresh fish and seafood in certain counties in New York, filed 10:08 a. m.

Wilmington Order 1-0, covering eggs in New Castle and Newark to the Delaware State line, filed 10:14 a. m.

Wilmington Order 4-F, Amendment 12, covering fresh fruits and vegetables in certain areas in the State of Delaware, filed 9:52 a. m.

REGION III

Charleston Order 3-F, Amendment 49, covering fresh fruits and vegetables in certain counties in the State of West Virginia, filed 10:13 a. m.

Charleston Order 7-F, Amendment 35, covering fresh fruits and vegetables in certain counties in the State of West Virginia, filed 10:12 a. m.

Charleston Order 8-F, Amendment 34, covering fresh fruits and vegetables in certain counties in the State of West Virginia, filed 10:12 a. m.

Charleston Order 9-F, Amendment 35, covering fresh fruits and vegetables in certain counties in the State of West Virginia, filed 10:12 a. m.

Charleston Order 10-F, Amendment 31, covering fresh fruits and vegetables in certain counties in the State of West Virginia, filed 10:11 a. m.

Charleston Order 11-F, Amendment 10, covering fresh fruits and vegetables in certain counties in the State of West Virginia, filed 10:11 a. m.

Charleston Order 12-F, Amendment 23, covering fresh fruits and vegetables in certain counties in the State of West Virginia, filed 10:11 a. m.

Charleston Order 13-F, Amendment 20, covering fresh fruits and vegetables in certain counties in the State of West Virginia, filed 10:11 a. m.

Cincinnati Order 1-F, Amendment 58, covering fresh fruits and vegetables in Hamilton County, Ohio, filed 9:50 a. m.

Cincinnati Order 2-F, Amendment 51, covering fresh fruits and vegetables in certain counties in the State of Ohio, filed 9:50 a. m.

Cleveland Order F-1, Amendment 15, covering fresh fruits and vegetables in Cuyahoga County in Ohio, filed 10:02 a. m.

Cleveland Order F-3, Amendment 15, covering fresh fruits and vegetables in Trumbull and Mahoning Counties, Ohio, filed 10:03 a. m.

Cleveland Order F-4, Amendment 14, covering fresh fruits and vegetables in Stark and Summit Counties in Ohio, filed 10:03 a. m.

Lexington Order 2-F, Amendment 51, covering fresh fruits and vegetables in certain counties in the State of Kentucky, filed 9:49 a. m.

Lexington Order 3-F, Amendment 48, covering fresh fruits and vegetables in Boyd County, Ky., filed 10:01 a. m.

REGION IV

Birmingham Order 3-W, Amendment 1, covering certain food items in the north Alabama area, filed 10:05 a. m.

Birmingham Order 17, Amendment 1, covering community food prices in the Birmingham area, filed 10:04 a. m.

Birmingham Order 18, Amendment 2, covering community food prices in the Birmingham area, filed 10:04 a. m.

Jacksonville Order 8-F, Amendment 6, covering fresh fruits and vegetables in the Tampa area, filed 10:05 a. m.

Jacksonville Order 9-F, Amendment 6, covering fresh fruits and vegetables in Jacksonville area, filed 10:05 a. m.

Jacksonville Order 10-F, Amendment 7, covering fresh fruits and vegetables in certain cities in the State of Florida, filed 10:05 a. m.

Montgomery Order 3-W, Amendment 2, covering certain food items in the Montgomery area, filed 10:03 a. m.

Montgomery Order 17, Amendment 5, covering certain food items in Montgomery, Ala., filed 10:04 a. m.

Raleigh Order 10-F, Amendment 3, covering fresh fruits and vegetables in certain counties in the State of North Carolina, filed 10:10 a. m.

Raleigh Order 11-F, Amendment 3, covering fresh fruits and vegetables in certain counties in the State of North Carolina, filed 10:10 a. m.

REGION V

Arkansas Order 1-C, Amendment 2, covering poultry in the State of Arkansas, filed 10:21 a. m.

Arkansas Order 1-E, Amendment 3, covering food items in the State of Arkansas, filed 10:21 a. m.

Arkansas Order 1-F, Amendment 12, covering fresh fruits and vegetables in the State of Arkansas, filed 10:06 a. m.

Dallas Order 1-F, Amendment 42, covering fresh fruits and vegetables in Dallas, Tex., filed 9:56 a. m.

Dallas Order 3-F, Amendment 30, covering fresh fruits and vegetables in Dallas, Texas, filed 10:09 a. m.

New Orleans Order 2-F, Amendment 47, covering fresh fruits and vegetables in certain areas in the State of Louisiana, filed 10:06 a. m.

San Antonio Order 1-C, covering poultry in certain designated counties in the State of Texas, filed 9:56 a. m.

Shreveport Order G-15, Amendment 4, covering certain dry groceries in the State of Louisiana, filed 10:21 a. m.

Tulsa Order 5-F, Amendment 29, covering fresh fruits and vegetables in Tulsa, Okla., filed 10:06 a. m.

Tulsa Order 6-F, Amendment 29, covering fresh fruits and vegetables in Tulsa, Okla., filed 10:06 a. m.

REGION VI

Milwaukee Order 2-F, Amendment 44, covering fresh fruits and vegetables in Dane County, filed 9:58 a. m.

Milwaukee Order 3-F, Amendment 44, covering fresh fruits and vegetables in certain areas in Milwaukee, filed 9:57 a. m.

Milwaukee Order 5-F, Amendment 43, covering fresh fruits and vegetables in Sheboygan and Fond Du Lac Counties, filed 9:58 a. m.

Peoria Order 1-F, Amendment 19, covering fresh fruits and vegetables in certain counties in the State of Illinois, filed 9:56 a. m.

REGION VII

Montana Order 85, Amendment 2, covering community food prices in the State of Montana, filed 10:20 a. m.

Boise Order 6-B, Amendment 1, covering fresh fruits and vegetables in the Boise, Idaho, area, filed 9:52 a. m.

Utah Order 1-C, covering poultry in Salt Lake City, Ogden and Provo areas, filed 10:20 a. m.

REGION VIII

Fresno Order 1-F, Amendment 46, covering fresh fruits and vegetables in Fresno, filed 9:58 a. m.

Fresno Order 2-F, Amendment 34, covering fresh fruits and vegetables in Modesto, filed 9:59 a. m.

Fresno Order 3-F, Amendment 31, covering fresh fruits and vegetables in certain cities in California, filed 9:59 a. m.

Fresno Order 6-F, Amendment 17, covering fresh fruits and vegetables in Kern County, Calif., filed 9:59 a. m.

Nevada Order 6-F, Amendment 3, covering fresh fruits and vegetables in Reno and Sparks area, filed 10:01 a. m.

Nevada Order 7-F, Amendment 3, covering fresh fruits and vegetables in certain areas in Nevada, filed 10:01 a. m.

Nevada Order 8-F, Amendment 3, covering fresh fruits and vegetables in certain areas in Nevada, filed 10:01 a. m.

Nevada Order 9-F, Amendment 3, covering fresh fruits and vegetables in certain areas in Nevada, filed 10:00 a. m.

Nevada Order 10-F, Amendment 3, covering fresh fruits and vegetables in certain areas in Nevada, filed 9:59 a. m.

Phoenix Order 3-F, Amendment 48, covering fresh fruits and vegetables in certain areas in Phoenix, filed 9:59 a. m.

Phoenix Order 4-F, Amendment 23, covering fresh fruits and vegetables in the Tucson Area, filed 10:20 a. m.

Portland Order 19, covering dry groceries in the city of Klamath Falls, filed 10:16 a. m.

Portland Order 22, Amendment 1-A, covering community ceiling prices in Portland, Oregon, filed 10:16 a. m.

Portland Order 23, Amendment 2-A, covering community ceiling prices in certain areas in Oregon, filed 10:16 a. m.

Portland Order 22, Amendment 1, covering community ceiling prices in certain areas in Oregon, filed 10:15 a. m.

Portland Order 22, Amendment 2, covering community ceiling prices in certain areas in Oregon, filed 10:16 a. m.

Portland Order 22, covering community ceiling prices in Salem Area, Oreg., filed 10:16 a. m.

Portland Order 23, Amendment 1-A, covering community ceiling prices in certain areas in Oregon, filed 10:15 a. m.

Portland Order 23, Amendment 2-A, covering community ceiling prices in certain areas in Oregon, filed 10:15 a. m.

Portland Order 23, Amendment 1, covering community ceiling prices in certain areas in Oregon, filed 10:14 a. m.

Portland Order 23, Amendment 2, covering community ceiling prices in certain areas in Oregon, filed 10:15 a. m.

Portland Order 23, covering community food prices in the Eugene-Springfield area, filed 10:14 a. m.

San Diego Order 1-F, Amendment 62, covering fresh fruits and vegetables in San Diego, Calif., filed 9:55 a. m.

San Francisco Order F-1, Amendment 43, covering fresh fruits and vegetables in certain cities in California, filed 9:54 a. m.

San Francisco Order F-2, Amendment 39, covering fresh fruits and vegetables in certain cities in California, filed 9:54 a. m.

San Francisco Order F-3, Amendment 35, covering fresh fruits and vegetables in certain cities in California, filed 9:54 a. m.

San Francisco Order F-4, Amendment 34, covering fresh fruits and vegetables in certain cities in California, filed 9:54 a. m.

San Francisco Order F-5, Amendment 33, covering fresh fruits and vegetables in certain cities in California, filed 9:53 a. m.

San Francisco Order F-6, Amendment 23, covering fresh fruits and vegetables in certain cities in California, filed 9:53 a. m.

Seattle Order 6-F, Amendment 4, covering fresh fruits and vegetables in Seattle, Wash., filed 9:55 a. m.

Seattle Order 7-F, Amendment 4, covering fresh fruits and vegetables in Tacoma, Wash., filed 9:55 a. m.

Seattle Order 7-F, Amendment 5, covering fresh fruits and vegetables in Tacoma, Wash., filed 10:19 a. m.

Seattle Order 8-F, Amendment 4, covering fresh fruits and vegetables in Everett, Wash., filed 10:19 a. m.

Seattle Order 9-F, Amendment 4, covering fresh fruits and vegetables in Bremerton, Wash., filed 9:55 a. m.

Seattle Order 9-F, Amendment 5, covering fresh fruits and vegetables in Seattle and Bremerton, Wash., filed 10:19 a. m.

Seattle Order 10-F, Amendment 4, covering fresh fruits and vegetables in Bellingham, Wash., filed 10:19 a. m.

Seattle Order 11-F, Amendment 4, covering fresh fruits and vegetables in Olympia, Wash., filed 10:18 a. m.

Seattle Order 12-F, Amendment 4, covering fresh fruits and vegetables in Aberdeen-Hoquiam, Wash., filed 10:17 a. m.

Seattle Order 13-F, Amendment 4, covering fresh fruits and vegetables in Centralia-Cashalla, Wash., filed 10:17 a. m.

Seattle Order 14-F, Amendment 4, covering fresh fruits and vegetables in Wenatchee, Wash., filed 10:17 a. m.

Seattle Order 15-F, Amendment 4, covering fresh fruits and vegetables in Yakima, Wash., filed 10:17 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

LEVIN H. POLLACK,
Secretary.

[F. R. Doc. 44-16277; Filed, Dec. 1, 1944; 11:49 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 1-3217]

ELASTIC STOP NUT CORP. OF AMERICA

ORDER SUMMARILY SUSPENDING TRADING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 29th day of November, A. D. 1944.

In the matter of trading on the New York Stock Exchange in the Common Stock, \$1 Par Value, of Elastic Stop Nut Corporation of America, File No. 1-3217.

The Common Stock, \$1 Par Value, of Elastic Stop Nut Corporation of America being listed and registered on the New York Stock Exchange, a national securities exchange; and

The Commission being of the opinion that the public interest requires the summary suspension of trading in such security on such Exchange and that such action is necessary and appropriate for the protection of investors; and

The Commission being of the opinion further that such suspension is necessary in order to prevent fraudulent, deceptive, or manipulative acts or practices, with the result that it will be unlawful under section 15 (c) (2) of the Securities Exchange Act of 1934 and the Commission's Rule X-15C2-2 thereunder for any broker or dealer to make use of the mails or of any means or instrumentality of interstate commerce to effect any transaction in, or to induce or attempt to induce the purchase or sale of, such security otherwise than on a national securities exchange,

It is ordered, That trading in such security be summarily suspended on the New York Stock Exchange in order to prevent fraudulent, deceptive, or manipulative acts or practices, this order to be

effective for a period of ten (10) days from the date hereof.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 44-18264; Filed, Dec. 1, 1944;
10:46 a. m.]

[File No. 70-881]

WEST KENTUCKY COAL CO., AND NORTH
AMERICAN CO.

ORDER PERMITTING DECLARATIONS TO
BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 30th day of November, 1944.

West Kentucky Coal Company and its parent, The North American Company, a registered holding company, have filed joint amended declarations pursuant to the applicable provisions of the Public Utility Holding Company Act and the Rules promulgated thereunder with respect to the following proposed transactions:

1. The North American Company will make a capital contribution to West Kentucky Coal Company consisting of 115,675 shares of West Kentucky Coal Company's 7% cumulative preferred stock, \$50 par value, being the entire number of such shares held by The North American Company and 65,684 shares of common stock of West Kentucky Coal Company having a stated value of \$11 per share.

2. West Kentucky Coal Company will retire the shares contributed by The North American Company and will set up in capital surplus account \$6,506,274, representing the combined par and stated values of the shares retired.

3. West Kentucky Coal Company will call for redemption on January 1, 1945, the remaining 4,325 shares of its 7% cumulative preferred stock at \$106.62½ per share, representing the redemption price of \$52.50 per share plus dividends accrued to January 1, 1945, in the amount of \$54.12½ per share.

4. West Kentucky Coal Company will take the necessary corporate action to change the 214,316 shares of common stock to be outstanding after the aforementioned transactions from a stated value of \$11 per share to a par value of \$4 per share after having increased the number of such shares to 857,264. The sum of \$1,071,580 will be transferred from capital surplus to the capital stock account to provide the additional capital required for such changes.

Public hearings having been held upon such matters after appropriate notice, and the Commission having considered the record and having filed its findings and opinion herein;

It is ordered, That said declarations be and the same are hereby permitted to become effective.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 44-18263; Filed, Dec. 1, 1944;
10:46 a. m.]

[File No. 70-761]

CENTRAL POWER AND LIGHT CO., AND AMERICAN POWER & LIGHT CO.

ORDER GRANTING EXTENSION OF TIME

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 29th day of November, A. D. 1944.

The Commission having heretofore by its order dated October 16, 1943, pursuant to sections 9 (a) and 10 of the Public Utility Holding Company Act of 1935 granted, among other things, the application of Central Power and Light Company, a subsidiary of Central and South West Utilities Company and of the Middle West Corporation, both registered holding companies, to acquire the electric, water and ice properties of Texas Electric Service Company and Texas Public Utilities Corporation located in Eagle Pass, Texas, subject to the condition that Central dispose of the water properties so acquired, and the Commission having in said order, pursuant to section 11 (b) and the consent of Central, ordered Central to dispose of said water properties within the period specified in section 11 (c); and

Central Power and Light Company having filed an application pursuant to section 11 (c) of said act requesting an extension of time of one year within which to comply with said order of October 16, 1943; and the Commission having found that said applicant has been unable in the exercise of due diligence to comply with said order within the statutory period of one year from the date of its entry, and that under the circumstances an extension of time for six months is appropriate in the public interest and for the protection of investors and consumers;

It is ordered, That said applicant be and is hereby granted an additional period of six months dating from October 16, 1944 within which to comply with said order of October 16, 1943, such extension to be without prejudice to the applicant to apply for an additional extension if warranted by the circumstances.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 44-18262; Filed, Dec. 1, 1944;
10:46 a. m.]

WAR PRODUCTION BOARD.

[C-228]

THE LEWIS CO.

CONSENT ORDER

Walter E. Lewis, doing business as The Lewis Company, Macon, Georgia, is engaged in operating a gasoline filling station, managing a cab company, handling Pyrofax gas for Carbide and Carbon Chemical Company. In May of 1944, Walter E. Lewis sold and installed in the air-conditioning system of the Citizens and Southern National Bank, Macon, Georgia, 125 pounds of freon gas F-12 without authorization from the War Pro-

duction Board, and in violation of Conservation Order M-28. Walter E. Lewis admits the violation and does not care to contest the issue of wilfulness and has consented to the issuance of this order.

Wherefore, upon the agreement and consent of Walter E. Lewis, the Regional Compliance Chief and Regional Attorney, and upon the approval of the Commissioner, *It is hereby ordered*, That:

(a) Walter E. Lewis, doing business as The Lewis Company, or under any other name, his successors or assigns shall not purchase, sell, or install any freon gas F-12 as long as such gas is controlled by Order M-28 or any other order or regulation of the War Production Board.

(b) Nothing contained in this order shall be deemed to relieve Walter E. Lewis, doing business as The Lewis Company, or under any other name, his successors or assigns from any restrictions, prohibitions or provisions contained in any other order or regulation of the War Production Board except insofar as the same may be inconsistent with the provisions hereof.

(c) This order shall take effect on the date of issuance.

Issued this 29th day of November 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 44-18188; Filed, Nov. 29, 1944;
4:29 p. m.]

[C-229]

J. W. CARTER CO.
CONSENT ORDER

J. W. Carter Company was incorporated in the State of Tennessee in 1922 for the purpose of manufacturing shoes. Its plant and offices are located in Nashville, Tennessee. During the period from September 1, 1943 to March 1, 1944, the J. W. Carter Company manufactured 41,434 pairs of shoes in the price line of \$3.00-3.30 in excess of its quota established under Conservation Order M-217 after giving effect to the under-quota production of shoes in the higher price lines as allowed under the order. The J. W. Carter Company admits such excess manufacture of shoes but denies that it was wilful and does not care to contest the issue of wilfulness, and has consented to the issuance of this order.

Wherefore, upon the agreement and consent of the J. W. Carter Company, the Regional Compliance Chief and Regional Attorney, and upon the approval of the Compliance Commissioner, *It is hereby ordered*, That:

(a) The J. W. Carter Company shall adjust its current production schedule to finish the period within its quota after said quota has been computed on a correct basis.

(b) The J. W. Carter Company, its successors and assigns shall during the period from March 1, 1945 to August 31, 1945 reduce its manufacture of shoes in the price lines of \$3.00-3.30 by 41,434 pairs under its quota as established correctly under Order M-217, amended and in effect during the same period.

(c) Nothing contained in this order shall be deemed to relieve the J. W. Carter Company, its successors or assigns from any restrictions, prohibitions or provisions contained in any other order or regulation of the War Production Board, except insofar as the same may be inconsistent with the provisions hereof.

(d) This order shall take effect on the date of issuance.

Issued this 29th day of November 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 44-18189; Filed, Nov. 29, 1944;
4:29 p. m.]

[C-230]

LOVELL MANUFACTURING CO.

CONSENT ORDER

Lovell Manufacturing Company, a corporation engaged in manufacturing clothes wringers and other items in Erie, Pennsylvania, is charged by the War Production Board with having received 180,453 board feet more lumber than its total authorization of lumber to be ordered and received in the third quarter of 1944. This was in violation of Order L-335, as amended. Lovell Manufacturing Company admits the foregoing, but denies that it was wilful and does not care to contest the issue of wilfulness and has consented to the issuance of this order.

Wherefore, upon the agreement and consent of Lovell Manufacturing Company, the Regional Compliance Chief and the Regional Attorney, and upon the approval of the Compliance Commissioner, *It is hereby ordered, That:*

(a) During the fourth quarter of 1944, Lovell Manufacturing Company, its suc-

cessors or assigns, shall not order for delivery or receive more than its authorized allocation of lumber reduced by 180,453 feet.

(b) Nothing contained in this order shall be deemed to relieve Lovell Manufacturing Company, its successors or assigns, from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board, except insofar as the same may be inconsistent with the provisions hereof.

Issued this 29th day of November 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 44-18190; Filed, Nov. 23, 1944;
4:29 p. m.]

[C-231]

TROY SUNSHADE CO.

CONSENT ORDER

The Troy Sunshade Company, Troy, Ohio, a corporation engaged in the business of manufacturing specialties, is charged by the War Production Board with having received 119,835 board feet of lumber, during the third quarter of 1944, more than was authorized, in violation of Limitation Order L-335 as amended. The Troy Sunshade Company admits the charge, but denies that it was wilful, asserting that it was due to lack of proper lumber control records and coordination between its various departments.

The Troy Sunshade Company does not care to contest the issue of wilfulness and has consented to the issuance of this order.

Wherefore, upon the agreement and consent of The Troy Sunshade Company,

the Regional Compliance Chief and the Regional Attorney, and upon the approval of the Compliance Commissioner, *It is hereby ordered, That:*

(a) During the fourth quarter of 1944, The Troy Sunshade Company, its successors or assigns, shall not order for delivery or accept deliveries of more than its authorized allocation of board feet of lumber reduced by 119,835 board feet.

(b) Nothing contained in this order shall be deemed to relieve The Troy Sunshade Company, its successors or assigns, from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board, except insofar as the same may be inconsistent with the provisions hereof.

Issued this 29th day of November 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 44-18191; Filed, Nov. 23, 1944;
4:23 p. m.]

[Certificate 87, Revocation]

BARRE GRANITE WAR INDUSTRIES, INC.,
MONTPELIER, VT.

The ATTORNEY GENERAL:

Pursuant to section 12 of Public Law No. 603, 77th Congress (56 Stat. 357), I hereby withdraw the certificate and finding dated July 3, 1943, concerning Barre Granite War Industries, Inc.

Dated: November 24, 1944.

J. A. KRUG,
Chairman.

[F. R. Doc. 44-18223; Filed, Dec. 1, 1944;
11:17 a. m.]

